

**BOROUGH OF RIVERTON
PRELIMINARY AGENDA
2009 REORGANIZATION MEETING
JANUARY 7, 2009
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 Robert Smyth as a member of the Borough Council of the Borough of Riverton
6. Oath of Office administered to Michael Kinzler as a member of the Borough Council of the Borough of Riverton
7. Oath of Office administered to Scott Reed as Fire Chief for Riverton Borough
8. Oath of Office administered to Robert Yearly as Deputy Fire Chief for Riverton Borough
9. Nominations for President of Council
10. 2009 Borough Council Committee Assignments-Mayor Martin
11. Mayoral appointments to specific Boards

NEW BUSINESS

- Res. 1-09 Temporary Appropriations for the year 2009
- Res. 2-09 Authorizing the Award of Contracts for certain Professional Services
- Res. 3-09 Appointing specific professional service contracts subject to compliance with the new Pay-To-Play law
- Res. 4-09 To provide for a business entity disclosure certification & political Contribution disclosure form for certain contractors
- Res. 5-09 Authorizing Official Depositories for the Borough
- Res. 6-09 Authorizing an Official Newspaper
- Res. 7-09 Fixing the rate of interest to be charged on Delinquent Taxes and Sewer for 2009
- Res. 8-09 2009 Borough Appointment List
- Res. 9-09 Designating an employee to serve as the Public Agency Compliance Officer
- Res. 10-09 Authorizing a Cash Management Plan
- Res. 11-09 Appointments to the River Route Advisory Committee
-

Meeting open to the public
Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
JANUARY 14, 2009
7:30PM

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Open and closed session minutes from December 3 and December 10
5. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance Report & Bill List for Approval
 - b. Financial impact to the Borough regarding reimbursable grants
 - c. Escrow fees
 - d. 2009 Budget update
6. Committee Reports
 - a. Public Safety-Mr. Cesaretti
 - b. Streets/Sewer/Grants/Shared Services & Economic Dev.-Mr. Smyth
 - c. Zoning/Code Enforcement/ Park & Court-Mr. Brown
 - d. Planning/Redevelopment-Ms. Cairns Wells
 - e. Shade Tree/Bd of Health, Environmental Comm./Recycling-Dr. Daniel

Review of bids received for Care & Maintenance of Trees
7. Meeting open to the public
8. Old Business

Reimbursement request from 4th of July Committee Re: casualty loss
9. New Business

Resolution authorizing the Solicitor to file appeals with the Burlington County Board of Appeals

Resolution appointing 2009 Court Personnel
10. Correspondence
11. Resolution To go into closed session-Personnel/Contract Negotiations-Police
12. Return to public session
13. Adjournment

**BOROUGH OF RIVERTON
WORK SESSION
PRELIMINARY AGENDA
FEBRUARY 4, 2009
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Planning/Redevelopment Items: Ms. Cairns Wells
 - a. Close out of Smart Growth Grant and reimbursement of funds to the Borough
 - b. Review of draft Ordinance Re: Escrow fees and required escrow agreement
 - c. Review of Zoning Ordinance task force recommendations
5. Discussion: 2009 Budget-Mr. Kinzler
 - a. Discuss funding to make the Borough's polling place for all three voting districts handicapped acceptable for all elections-Ms. Cairns Wells
6. Updates:
 - a. Linden Avenue Pocket park upgrades-Mr. Smyth
 - b. RiverLine Bell Zone Waiver-Mr. Smyth
 - c. Grants & Police Consolidation Study-Mr. Smyth & Mr. Cesaretti
7. Meeting open to the public
8. Public Safety Items; Mr. Cesaretti
 - a. Res. Authorizing Aerial Larval Mosquito Control
 - b. Participation in the Burlington County Mitigation Plan
9. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
FEBRUARY 11, 2009
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 7, January 14 and closed session minutes from January 14
5. Treasurer's, Finance Report & Bill List for Approval-Mr. Smyth
6. Committee Reports
 - a. Public Safety-Mr. Cesaretti
 - b. Streets/Sewer/Grants/Economic Dev/Shared Services-Mr. Smyth
 - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
 - d. Planning/Redevelopment-Ms. Cairns Wells
Review of draft ordinance Re: Escrow fees & required Escrow agreement
 - e. Shade Tree/Bd. of Health/Recycling & Environmental-Dr. Daniel
7. Meeting open to the public
8. Old Business
 - a. 108 7th Street Issue-Structural Engineer recommendation
 - b. The formation of a sub-committee to review a Proposed Commercial Property Maintenance Code
9. Correspondence
10. Adjournment

**BOROUGH OF RIVERTON
PRELIMINARY AGENDA
WORK SESSION
MARCH 4, 2009
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Planning/Redevelopment/School & Records Items: Ms. Cairns Wells
 - a. Review of draft Ordinance regarding application and escrow fees
 - b. Update on making the school entrance handicapped accessible for elections
 - c. Records Management
 - d. Authorizing the Waetzman Planning Group to have access to Riverton GIS information from the County
5. Update Re: Energy Audit Application-Mr. Smyth
6. Shade Tree Forestry Plan Grant-Dr. Daniel
7. Meeting open to the public
8. Update Re: 108 7th Street-Mr. Gunn
9. Mayoral appointment of an alternate member to the Zoning Board
10. Motion to approve a request from Sacred Heart Church to hold raffles on March 21
11. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
MARCH 11, 2009
7:30PM

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes from February 4 and February 11
5. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance Report & Bill list for approval
 - b. 2009 Budget Discussion: Auditor present
6. Committee Reports
 - a. Public Safety-Mr. Cesaretti
 - b. Streets/Sewer/Shared Services & Economic Dev.-Mr. Smyth
 - c. Planning/Redevelopment-Ms. Cairns Wells
 - Review of Draft Escrow fees and agreement Ordinance
 - d. Zoning/Code Enforcement/Park & Court-Mr. Brown
 - e. Shade Tree/Bd of Health/Recycling & Environmental-Dr. Daniel
7. Old Business
8. New Business
 - Mayoral appointment to the Zoning Board of Adjustment
9. Correspondence
10. Adjournment

**BOROUGH OF RIVERTON
PRELIMINARY AGENDA
WORK SESSION
APRIL 1, 2009
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Financial Items-Mr. Kinzler
 - a. 2009 Budget discussion-Auditor present
 - b. Cap Bank Ordinance
5. Meeting open to the public
6. Preliminary agenda for April 8
7. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
APRIL 8, 2009
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 March 4 & March 11
5. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance, & Bill List for approval
 - b. Recommendation for Bond Counsel appointment
 - c. Introduction of 2009 Salary Ordinance
6. Committee Reports
 - a. Public Safety-Mr. Cesaretti
Police Department to address Council
Authorizing the advertisement for the Chief of Police position
Animal Control Officer present to review issues & concerns
 - b. Planning/Redevelopment-Ms. Cairns Wells
Review of draft Escrow fee and agreement ordinance
 - c. Streets/Sewer/Grants/Economic Development-Mr. Smyth
Request for a reduction in sewer charges for 308 Main Street
Review of required stormwater program regulations
 - d. Zoning/Code Enforcement/Court/Park-Mr. Brown
Review of request from Municipal Court for the usage of credit cards
 - e. Shade Tree/Bd of Health/Recycling/Environmental-Dr. Daniel
Proclamation-Arbor Day
Request from Shade Tree Commission for resolution supporting Bills
S-2503 & A-2872 regarding the licensure of tree experts and tree care
operations and the registration of certain employers
7. Meeting open to the public
8. Old Business
Resolution approving the Pennsauken Landfill Settlement by Riverton
9. New Business
10. Correspondence
11. Adjournment

**BOROUGH OF RIVERTON
PRELIMINARY AGENDA
WORK SESSION
MAY 6, 2009**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. River Route Updates: Darlene Scocca and Ed Fox from the County will be present
5. Financial Items: Mr. Kinzler
 - a. Public Hearing on the 2009 Municipal Budget
 - b. Resolution: Certification of approved budget by Chief Financial Officer
 - c. Resolution to adopt the budget
 - d. CAP Ordinance-public hearing and adoption
 - e. Recommendation for the appointment of a Bond Counsel
6. Review of the following draft ordinances:
 - a. Amending Chapter 45 Article 4 which prohibits wildlife feeding-Mr. Cesaretti
 - b. Amending Chapter 128-52 regulating on and off street parking and storage of construction equipment-Ms. Cairns Wells
7. Meeting open to the public
8. Streets & Grant Updates: Mr. Smyth
 - a. Safe Routes to Schools grant-Mr. Smyth & Mr. Cesaretti
 - b. New Stormwater regulations
9. Resolution regarding our recycling Tonnage grant application-Dr. Daniel
10. Preliminary agenda for May 13
11. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
MAY 13, 2009
7:30PM

1. Meeting called to order
2. Salute to the Flag
3. Open public meetings notice act statement-Mayor Martin
4. Minutes from April 1 and April 8
5. Treasurer's, Finance Report & Bill List for approval-Mr. Smyth
6. Committee Reports
 - a. Public Safety-Mr. Cesaretti
 - b. Streets/Sewer/Grants/Shared Services & Economic Dev.-Mr. Smyth
 - c. Planning/Redevelopment-Ms Cairns Wells
 - d. Zoning/Park/Court/Code Enforcement-Mr. Brown
 - e. Shade Tree/Bd of Health/Recycling & Environmental-Dr. Daniel
7. Meeting open to the public
8. Old Business
9. New Business
 - 2nd reading and public hearings on the following Ordinances:
 - Ord. 2-09 Salary Ordinance-Mr. Smyth
 - Ord. 3-09 increases in variance, site plan & subdivision filing fees, escrow fees and escrow requirements-Ms. Cairns Wells
 - First reading on the following ordinance:
 - Ord. 5-09 Bond Ordinance (2009 road program, park mower and improvements (carpeting for the Municipal Bldg & Police Department)-Mr. Smyth
 - Resolution: Declining Safe Routes to Schools grant money-Mr. Smyth
10. Correspondence
11. Adjournment

**BOROUGH OF RIVERTON
PRELIMINARY AGENDA**

JUNE 10, 2009

7:30pm

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes from May 6, and May 13
5. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance Report & Bill List for Approval
 - b. 2nd reading and public hearing on the following Ordinances:
5-09 Bond Ordinance (Road Program)
6-09 Appropriating \$19,250 from the capital improvement fund for the purchase of a park lawnmower and improvements to the Borough and Police Office
6. Committee Reports
 - a. Public Safety-Mr. Cesaretti
Review of draft Ordinance to amend Chapter 45 (Animals) Re: Providing Definitions of an owner in Article II
Town Watch Update
Update: Feasibility Study-Police consolidation
 - b. Streets/Sewer/Grants/Economic Development-Mr. Smyth
Centers of Place Grant Discussion & review of Engineer's estimate
Stormwater Regulations-review of engineer's estimate and 2 draft Ordinances
Update on making the school entrance handicapped accessible for elections
 - c. Planning/Redevelopment-Ms. Cairns Wells
2nd reading and public hearing on the following Ordinance:
Ord. 4-09 Amending Chapter 128-52 regulating on and off street parking & storage of Construction Equipment
 - d. Zoning/Code Enforcement/Park/Court-Mr. Brown
Resolution hiring park personnel for the 2009 summer programs
 - e. Shade Tree/Bd. of Health/Recycling& Environmental-Dr. Daniel
7. Meeting open to the public
8. Old Business
 - a. Review of draft Ordinance to vacate a portion of Main Street between the northerly line of Bank Avenue & the River wall-Mr. Gunn
9. New Business
10. Correspondence
11. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
JULY 8, 2009
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 June 10th
5. Planning/School/Redevelopment Issues-Ms. Cairns Wells
 - a. Downtown Revitalization Grant study-Larry Waetzman of the Waetzman group present
 - b. Public hearing on the Borough's Community Development Block Grant Application Re: ADA required access for elections at the Riverton Public School Gymnasium
6. Financial Items: Mr. Kinzler
 - a. Treasurer's/Finance Report & Bill List for approval
 - b. Authorizing the purchases of a park lawnmower and carpeting for Borough Offices and the Police Department
 - c. Update Re: Bond Anticipation Note
 - d. 2009 Budget review
7. Public Safety
 - a. Review of draft ordinance amending Chapter 45 regarding Animals
8. Streets/Sewer/Grants/Economic Development/Shared Services-Mr. Smyth
 - a. Authorizing Land Engineering to prepare specifications, bid package and advertisement for the 2009 Road program (Linden Avenue) contingent upon Solicitor's review and approval of these documents before advertising
 - b. 2009 Centers of Place Grant Update
9. Zoning/Code Enforcement/Park/Court-Mr. Brown
10. Shade Tree/Bd of Health/Recycling & Environmental-Dr. Daniel
11. Meeting open to the public
12. Old Business
 - 2nd reading & public hearing on the following Ordinance:**
Ordinance 7-09 to release, vacate & extinguish any and all public rights in a portion of Main Street between the northerly line of Bank Avenue and the River wall
13. New Business
14. Correspondence
15. Adjournment

**BOROUGH OF RIVERTON
PRELIMINARY AGENDA
AUGUST 12, 2009
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Open and closed session minutes from July 8
5. Presentation by Mayor Martin to former Councilman, Ron Cesaretti
6. Discussion: Recommended safety changes regarding next year's downhill race
Tracey Foedisch and Joseph Zaneski of the 4th of July committee will be present
7. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance Report & Bill List for approval
 - b. 2009 Budget updates
8. Committee Reports
 - a. Public Safety/Zoning/Code Enforcement/Court-Mr. Brown
 - b. Streets/Sewer/ Shared Services/Economic Dev./-Mr. Smyth
 - c. Planning/Redevelopment-Ms. Cairns Wells
 - d. Park& Recreation-Mr. Myers
 - e. Shade Tree/Bd. of Health/Recycling/Environmental-Dr. Daniel
9. Meeting open to the public
10. Old Business
11. New Business
 - Second reading & Public hearing on the following Ordinance:**
Ord. 8-09 To amend & supplement Chapter 26-16 to delineate duties, responsibilities
& qualifications of the Chief of Police-Mr. Brown
12. Correspondence
13. Res. To go into closed Session-Personnel (Police Issues)-Mr. Brown
14. Return to public session
15. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
SEPTEMBER 9, 2009
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 August 12
5. Presentation by Joseph Sardos regarding his proposed Eagle Scout service project
6. Treasurer's, Finance Report & Bill List for approval-Mr. Kinzler
7. Committee Reports
 - a. Public Safety/Zoning/Code Enforcement/Court-Mr. Brown
Resolution to appoint a Class II Special Officer
Updates on possible installation of stop signs at various locations in the Borough
 - b. Streets/Sewer/Economic Development/Shared Services-Mr. Smyth
Update Re: Linden Avenue Road Program
Classic Town designation and \$2,500 contribution
 - c. Planning/Redevelopment/School-Ms. Cairns Wells
 - d. Park/Recreation-Mr. Myers
 - e. Shade Tree/Bd. of Health/Recycling/Environmental-Dr. Daniel
Recycling Tax Reimbursement Certification Resolution
8. Meeting open to the public
9. Old Business
10. New Business
November League Conference Registrations
11. Correspondence
12. Resolution to go into closed session-Police-personnel issue-Mr. Brown
13. Return to public session
14. Adjournment

**BOROUGH OF RIVERTON
SPECIAL MEETING
OCTOBER 5, 2009
4:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Review of Bids received for the Linden Avenue project and award of contract
5. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
OCTOBER 14, 2009
7:30PM

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Open and closed session minutes from September 9
5. Shade Tree Issues:
 - a. Alex McCartney of the NJ Division of Parks & Forests will provide information to Council regarding the receipt of new Shade Trees for Riverton under the NJ Cool Cities program-Barry Emens, Shade Tree Chair will also be present
 - b. Resolution to go out for bid for specific tree removals in 2010
 - c. Mayoral appointment to the Shade Tree Commission
6. Treasurer's, Finance Report & Bill List for approval-Mr. Kinzler
7. Committee Reports
 - a. Public Safety/Code Enforcement/Zoning/Court-Mr. Brown
Review of Engineer's study regarding the possible placement of stop signs at various intersections
Resolution to authorize a curfew for October 28th through 31st
Resolution authorizing the Mayor to sign a contract for the utilization of credit Cards for the Municipal Court
Mayoral appointments to the Zoning Board
 - b. Streets/Sewer/Shared Services/Economic Development-Mr. Smyth
Possible submission of a grant application for the Transportation & Community Development Initiative
Review of Model Ordinance for consideration regarding the tracking and maintenance of septic systems in Riverton (mandated from the State)
 - c. Planning/Redevelopment/School-Ms. Cairns Wells
 - d. Park/Recreation-Mr. Myers
Review of request from PSE&G to upgrade three lights in Memorial Park off of Cedar Street
 - e. Bd. of Health/Recycling/Environmental-Dr. Daniel
Review of Model Ordinance for consideration to amend our current Recycling Ordinance (mandated from the State)
8. Meeting open to the public
9. Old Business
Update Re: Maintenance Bond request regarding the Shoppes at Riverton-Mr. Gunn
10. New Business
Request from Sacred Heart Church to hold raffles on October 25th
11. Correspondence
12. Res. To go into closed session-Personnel (Police)-Mr. Brown
13. Return to public session
14. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
NOVEMBER 4, 2009
7:30PM

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Open session minutes from October 5, 14th and closed session minutes from October 14
5. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance Report & Bill List for approval
 - b. Transfer Resolution
 - c. 2010 Budget kick-off
6. Committee Reports
 - a. Public Safety/Code Enforcement/Zoning/Court/Animal Control-Mr. Brown
Review of proposed stop sign Ordinance
Update on proposed Ordinance to regulate outside employment for Regular police officers
 - b. Streets/Sewer/Shared Services/Economic Development-Mr. Smyth
Update on proposed septic system Ordinance
 - c. Planning/Redevelopment/School-Ms. Cairns Wells
Res. Homes of Hope v. Township of Easthampton (COAH issue)
Planning Board's proposed amendments to our Zoning Code (Chapter 128)
 - d. Park/Recreation-Mr. Myers
Proposed amendment to Park Ordinance (Chapter 92-3-28)
 - e. Shade Tree/Recycling/Bd of Health/Environmental-Dr. Daniel
Review of bids received for tree removals in 2010
Update on proposed Recycling Ordinance
7. Meeting open to the public
8. Old Business
9. New Business
Res. Renewing our Cooperative Purchasing Program Agreement with the County
10. Correspondence
11. Adjournment

BOROUGH OF RIVERTON
PRELIMINARY AGENDA
DECEMBER 9, 2009
7:30PM

1. Meeting called to order
2. Salute to the Flag
3. Open public meetings notice act statement-Mayor Martin
4. Proclamation honoring Joseph Zaneski
5. Minutes from November 4th
6. Financial Items: Mr. Kinzler
 - a. Treasurer's, Finance Reports & Bill List for approval
 - b. Transfer Resolution
7. Committee Reports
 - a. Public Safety/Code Enforcement/Zoning/Court/Animal Control-Mr. Brown
2nd reading and public hearing on the following Ordinances:
9-09 Amending Chapter 123 to designate four-way stop & additional stop sign intersections
10-09 Amending Chapter 45 (Animals) to provide for additional definitions of an owner in Article II
Discussion: Request to provide additional handicapped parking at Calvary Presbyterian Church along 4th Street on Sundays from 8:30am -1:00pm
 - b. Streets/Sewer/Shared Services/Economic Development-Mr. Smyth
Request from PSE&G to do a walk through energy audit of our facility
 - c. Planning/Redevelopment/School-Ms. Cairns Wells
2nd reading and public hearing on the following Ordinance:
11-09 To amend Chapter 128 of the Zoning Code regulating non-conforming structures, demolition or moving of structures, setbacks for accessory buildings in residential districts and to permit mobile signs in business districts
 - d. Park/Recreation-Mr. Myers
 - e. Shade Tree/Bd. of Health/Recycling/Environmental-Dr. Daniel
Recommendation from the Shade Tree Commission Re: 2010 Tree Removal bids
Resolution authorizing the Mayor to sign the Cool Cities Initiative agreement
8. Meeting open to the public
9. Old Business
10. New Business
 - Setting the day and time for the 2010 Reorganization Meeting
 - Setting the days and times for the 2010 Council meetings
 - Review of proposed 2010 Council Committee Assignments
 - Announcement of holiday luncheon date and location
11. Correspondence
12. Res. To go into closed session- Personnel-discussion on the possible hiring of a full-time Police Officer-Mr. Brown
13. Return to public session
14. Adjournment

January 7, 2009

The 2009 Reorganization meeting of the Riverton Borough Council was held on the above date. Mayor Martin presiding.

PRESENT: Council members Daniel, Brown, Cairns Wells, Council member elect Robert Smyth, Council member Elect Michael Kinzler (arrived at 7:34pm, 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 notice of this meeting published in the Burlington County Times on January 4, 2009

(b) Posting written notification on the official bulletin board on January 2, 2009

Mayor Martin then introduced the Reverend Dr. Robert K. Smyth who gave the invocation.

Solicitor Bruce M. Gunn administered the Oath of Office to Robert E. Smyth as a member of Council for the Borough of Riverton. Mr. Smyth gave a short thank you speech.

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 Michael Kinzler as a member of Council 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.

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

2009 BOROUGH COUNCIL COMMITTEE ASSIGNMENTS

Mayor Martin announced the following assignments: **Finance (Includes Insurance)**-Kinzler*, Smyth & Daniel, **Zoning, Park, Recreation & Code Enforcement**-Brown*, Cesaretti & Daniel, **Public Safety (includes Fire, Animal Control & Parking)**-Cesaretti*, Kinzler & Brown, **Public Works/Sewer, Economic Development (includes the operation of the Wastewater Treatment Facility, Maintenance of Streets and Roads, Public Trash Collection and Street Lighting & Grants**-Smyth*, Cesaretti & Brown, **Planning, Redevelopment**-Wells*, Kinzler & Smyth, **Shade Tree, Board of Health, Recycling & Environmental Commission**-Daniel*, Smyth, Cairns Wells, **Liaison to Municipal Court**-Brown, **Liaison to the 4th of July Committee**-Brown, **Liaison to the Board of Education**-Cairns Wells and **Liaison –Shared Services** –Smyth (alternate-Cairns Wells)

MAYORAL APPOINTMENTS TO SPECIFIC BOARDS

Mayor Martin announced the following appointments;

Zoning Board of Adjustment (Term 4 Years)

Ken Mills

Patricia Manzi

Craig Greenwood

Zoning Board of Adjustment-Alternate (Term 2 Years)

Joseph Della Penna

Planning Board (Term 4 Years)

Keith Wenig

Muriel Alls-Moffatt

Mary Lodato (Term 1 Year)

Planning Board-Alternate (Term 2 Years)

Jeffrey Myers

Shade Tree Commission (Term 3 Years)

Barry Emens

Nelson Dimpter

Gene Bandine

Architectural Review Committee-Alternates (Term 2 Years)

Andree Byers

Rocky Adriance

Robert Kennedy

Environmental Commission (Term 3 Years)

Bennett Landsman

Christopher Halt

Jeff Myers (Planning Board Representative to the Environmental Commission)

Environmental Commission-Alternates (Term 2 Years)

Eric Crawbuck

Patricia DeVito-Moore

Park & Recreation Commission (Term 5 Years)

Kevin Murphy

Jason Cioci

Elmer Adams

Paul Papenburg

Board of Health (Term 3 Years)

Nancy Hall

Alfred Daniel

NEW BUSINESS

RESOLUTION 1-09

**TEMPORARY BUDGET APPROPRIATIONS FOR THE YEAR 2009
(IN FULL IN RESOLUTION BOOK)**

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

RESOLUTION 2-09

**A RESOLUTION AUTHORIZING THE AWARD OF THE 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 Ms. Cairns Wells. A poll vote was then taken. Dr.

Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Brown aye, Mr. Kinzler aye and Mr. Cesaretti absent.

RESOLUTION 3-09

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

RESOLUTION 4-09

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

RESOLUTION 5-09

**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 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

RESOLUTION 6-09

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

RESOLUTION 7-09

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

RESOLUTION 8-09
2009 BOROUGH APPOINTMENTS
(IN FULL IN RESOLUTION BOOK)

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

RESOLUTION 9-09
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 REQUIREMENT
OF P.L. 1975 C.127
(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

RESOLUTION 10-09
A RESOLUTION AUTHORIZING THE ADOPTION OF A CASH
MANAGEMENT PLAN
(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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

RESOLUTION 11-09
A RESOLUTION APPOINTING TWO RIVERTON RESIDENTS TO SERVE ON
THE 2009 RIVER ROUTE ADVISORY COMMITTEE
(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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

MEETING OPEN TO THE PUBLIC

Scott Reed addressed Council regarding the Engineering Professional Service appointments. Mr. Reed reminded Council of the problems we have had with previous Streets and Road Engineers. In particular, this pertains to the preparation and submission of required paperwork to the Department of Transportation for reimbursement (grant monies) purposes for the Fulton and 7th Street projects. Mr. Reed stressed the fact that we should withhold a percentage of the engineering fees until the Borough is reimbursed. Council acknowledged this problem. All Engineering firms will be required to have verbiage in their contracts pertaining to reimbursable grants that final payment to their firm will be withheld until the Borough receives reimbursement.

Joseph Augustyn thanked Council for everything they do. Mr. Augustyn stated that there is a Federal stimulus plan package available regarding infrastructure projects. Mr. Augustyn suggested that Riverton consider this option and work with their engineer to

identify these proposed projects for submission. Mr. Smyth provided an overview of what Council is already working on regarding this issue.

At this time Mr. Brown reported that the first police arbitration meeting is scheduled for tomorrow, January 8, 2009 at 4:15pm in Borough Hall.

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

January 14, 2009

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

PRESENT: Council members Daniel, Brown, Cairns Wells, Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn

The following statement was read by Mayor Martin:

Public notice of this meeting, pursuant to the Open Public Meetings Act, has been given by the Municipal Clerk in the following manner:

(a) Having written notification of all meetings to be held in 2009 published in the Burlington County Times on December 20, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

The open and closed session minutes from December 3, December 10, and December 18 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

FINANCIAL ITEMS: Mr. Kinzler

TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL

The Treasurer reported that there was no Treasurer's Report because the bank statements were just received today. Mr. Kinzler stated that this report will be placed on next month's agenda for action. Mr. Kinzler then moved that the attached Finance Report and Bill list for the month of December be approved as submitted. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Mr. Kinzler reported that the tax receipts for the end of 2008 were at 98.03%. Mr. Kinzler distributed a listing of those property owners who did not pay 2008 taxes by the deadline of 12/31/08. Mr. Kinzler reported that these uncollected taxes would impact this year's budget.

FINANCIAL IMPACT TO THE BOROUGH REGARDING REIMBURSABLE

GRANTS Mr. Kinzler stressed the fact that we need to take a more pro active approach in making sure that the Borough is reimbursed for specific grant monies in a timely fashion. Mr. Kinzler reminded Council that this issue has been discussed previously and that he thought better procedures should be implemented this year. The Clerk reported that Council has requested that all engineering firms appointed this year include verbiage in their contracts stating that the firm agrees that their payments will be deferred (pertains to reimbursable grants) until the Borough receives their actual reimbursement.

ESCROW FEES Mr. Kinzler raised concern over the fact that applicants going before specific Boards have not been paying their required escrow charges. Mrs. Cairns Wells responded that this issue is being addressed by the Planning Board and that a draft Ordinance is being prepared for Council's consideration. Ms. Cairns Wells explained that this proposed Ordinance will address the fee schedule and will also include an escrow agreement that any prospective applicant would have to sign.

2009 BUDGET UPDATE Mr. Kinzler reported that he met with specific department heads (in particular the Police Chief and the Superintendent of Public Works) to preliminarily review their budgets. Mr. Kinzler reported that all 2009 budget request have not been submitted. Ms. Cairns Wells asked if the Planning Board had submitted theirs. The Clerk responded no.

Mr. Kinzler distributed a listing of the exact salaries for all Borough Employees (excluding 5 contract police positions) for Council's information and review. Mr. Kinzler stated that this report reflects the costs of various proposed increases for 2009 (from 0% to 4%). Mr. Kinzler stated that an in depth discussion regarding the 2009 budget will commence at Council's February 4th meeting.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

Mr. Cesaretti read a report for the month of December that was submitted by Chief Robert Norcross. Vehicle Mileage 3,009, Gas Used 459, Juvenile Arrests 0, Adult Arrests 7 (Traffic Warrants 5 and DWI 2), Motor Vehicle Accidents 2, Motor Vehicle Stops 56, Motor Vehicle Warnings 17, Motor Vehicle Summonses 56 (Riverton Officers 56), Burglar Alarms 14, Assists to other Police Departments 35, Animal Complaints 17, Fire Calls 5, Arson 0, Ambulance Calls (Riverton) 27, Unattended Deaths 0, Criminal Cases 18, Incidents 205, Domestic Violence 3, Thefts 5, Shoplifting 0, Burglaries 0, Assaults 0, Sexual Assaults 0, Criminal Mischief 0, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 5, Miscellaneous Calls 568 and Total Calls 1,040.

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

Mr. Cesaretti read a report for the month of December that was submitted by Animal Control Officer, M&R Wildlife. Two stray dogs were taken to the shelter.

STREETS/SEWER/GRANTS/SHARED SERVICES & ECONOMIC

DEVELOPMENT-Mr. Smyth

Regarding the requested crossing controls at Broad at Cedar, Thomas and Elm, we have been advised that the County Engineer sent a letter to New Jersey Transit asking them to install these controls. Mr. Smyth will follow up and keep Council apprised.

Regarding the Linden and Bank Avenue pocket park upgrade, Mr. Smyth announced that there is a meeting at the Bridge Commission next Thursday to review the approved plans. Both the Mayor and Mr. Smyth will attend. The Bridge Commission will be funding these upgrades.

Mr. Smyth announced that we received a DOT grant for Linden Avenue in the amount of \$180,000.00. Land Engineering has submitted the following preliminary estimates for this project: the estimated construction costs for Linden Avenue from Broad to Park Avenue is \$385,837.50 and the estimated construction costs for Linden Avenue from Bank to Second Street is \$113,420.00. Mr. Kinzler commented that he thought the time was right to do this work; however, more discussion will be needed during the budget process before a decision is reached by Council.

Mr. Smyth reported that we did submit a request for possible funding to upgrade the park to Congressman Andrews Office.

Mr. Smyth reported that the Bridge Commission has offered to do an Energy Audit on the Borough's facilities for us at no cost. A letter to participate needs to be done. Mr. Cesaretti concurred with Mr. Smyth.

Mr. Smyth announced that the next shared services meeting is scheduled for February 5th at 7:00pm in Westampton. They will be discussing planning and zoning processes.

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

The Zoning Board will hold their reorganization meeting tomorrow night.

Mr. Brown read a report for the month of December that was submitted by Court Administrator, Jackie Gleason. Total receipts for the month amounted to \$5,878.00. The total amount disbursed to Riverton amounted to \$3,148.56.

On Code Enforcement issues, Mr. Gunn provided an update on 108 7th Street. Mr. Gunn reported that the property owners did not appear in court on January 9th which is considered a default. The judge entered an order essentially granting the Borough relief. Either the homeowner fixes the problems or the Borough can take care of it. Mr. Gunn reported that he received a call from the homeowners the day before the hearing. The property owner basically said they would take care of the issues and pay the fines. Mr. Gunn said the Judge must now sign the order. Mr. Gunn stated that Council needs to decide if we will fix the problems (then place a lien against the property). Mr. Brown asked if there was a timeline with the Judge's order. Mr. Gunn responded that it would be immediate. Mr. Gunn suggested going back to our Construction Official and get his recommendation. Mr. Gunn stated that we had also asked for \$4,000.00 in fines from the homeowner. We still have to try and collect that. Mr. Brown asked if the Judge could hold another hearing. Mr. Gunn responded that that is a possibility. Mr. Brown asked if any neighbors showed up in court. Mr. Gunn responded no.

Regarding 622 Thomas Avenue, Mr. Gunn stated that the court hearing is scheduled for January 23rd. Mr. Gunn is sending a copy of the hearing notice to the law firm representing the owners in the foreclosure process. Council will be kept informed regarding the status of both of these properties.

PLANNING/REDEVELOPMENT-Ms. Cairns Wells

Ms. Cairns Wells reported that the Planning Board will hold their reorganization meeting next Tuesday. The Zoning Code Task force has completed their work and will be submitting their report for Council's and the Board's review very soon. Ms. Cairns Wells reported that the steering committee for the Downtown Revitalization Grant held their first meeting in December. Ms. Cairns Wells reported that our Planner submitted the Borough's COAH documents on time in December.

SHADE TREE/BD OF HEALTH, ENVIRONMENTAL COMMISSION

RECYCLING-Dr. Daniel

Dr. Daniel provided Council with an overview of the Shade Tree Commission's activities for 2008. Dr. Daniel reported that one bid was received, opened and publicly read on January 8, 2009 at 10:00am for the Care and Maintenance of Trees for 2009 and 2010. The only bid received was from the **Paul May Tree Service of Delran, NJ. They bid \$65.00 per man hour for trimming, mulching, planting and additional stump removal. They will not charge for certified tree expert consulting services.** Mr. Gunn reported that he has reviewed the bid with the Shade Tree Commission and everything is in compliance. Dr. Daniel asked that Council award this contract to the Paul May Tree Service.

RESOLUTION 12-09

A RESOLUTION AWARDING THE CONTRACT FOR THE CARE AND MAINTENANCE OF TREES FOR 2009, 2010 TO PAUL MAY TREE SERVICE, INC.

(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. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

MEETING OPEN TO THE PUBLIC

Frank Cioci, would like to have a copy of the Zoning Code Task Force report. Ms. Cairns Wells responded that she would e-mail a copy to him.

Richard Rauth asked what both the Police Department and the Public Works Department base their budget on regarding fuel costs. Mr. Kinzler responded that it's all internal; it is a separate line item (gasoline) in our budget. We get our gas from Cinnaminson Township at fair market value.

Mr. Rauth asked if any firewood is available to the residents from all the trees recently removed in town. Dr. Daniel responded no. The wood was moved to a receiving area in Mt. Laurel that was willing to accept it. If not we would have had to pay the tree removal contractor to take the wood back to North Jersey where their business is based.

Mr. Rauth asked if it would have done any good if a resident had attended the court hearing. Mr. Gunn responded no.

OLD BUSINESS

RESOLUTION 13-09

A RESOLUTION TO REIMBURSE THE RIVERTON 4TH OF JULY COMMITTEE FOR AN INSURANCE SETTLEMENT (IN FULL IN RESOLUTION BOOK)

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

NEW BUSINESS

RESOLUTION 14-09

A RESOLUTION AUTHORIZING THE SOLICITOR OF THE BOROUGH OF RIVERTON TO FILE APPEALS, OMITTED AND ADDED ASSESSMENT APPEALS, AND ROLL BACK COMPLAINTS WITH THE BURLINGTON COUNTY BOARD OF APPEALS (IN FULL IN RESOLUTION BOOK)

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

RESOLUTION 15-09

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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 16-09
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 Dr. Daniel. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that Personnel-Contract Negotiations (Police) will be discussed.

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

RESOLUTION 17-09
A RESOLUTION OF THE BOROUGH OF RIVERTON AUTHORIZING THE
EXECUTION OF A SUPPLEMENTAL AGREEMENT AND RELEASE BY AND
BETWEEN THE BOROUGH OF RIVERTON AND TOMMY MERINO
(IN FULL IN RESOLUTION BOOK)

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

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

Mary Longbottom, RMC
Municipal Clerk

February 4, 2009

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

PRESENT: Council members Daniel (left meeting at 9:40pm), Brown, Cairns Wells (left meeting at 8:15pm), 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

Planning/Redevelopment Items: Ms. Suzanne Cairns Wells

Close out of Smart Growth Grant and reimbursement of funds to the Borough

Ms. Cairns Wells reported that the initial funding for this grant in 2001 was \$62,950.00. The State had given the Borough a \$30,000 advance. The final project was the development of an Environmental Resource Inventory, with the Corresponding Open Space and Recreation Plan and Environmental Protection Ordinances. Ms. Cairns Wells reported that the final project costs amounted to \$51,513.65. The State reimbursed the Borough \$21,513.65. Ms. Cairns Wells explained that the Office of Smart Growth is now requiring that the Borough execute final documentation that reduces the original grant award by \$11,436.35. It was the consensus of Council to agree to this.

RESOLUTION 18-09

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE FINAL DOCUMENTS FOR THE SMART GROWTH GRANT
(IN FULL IN RESOLUTION BOOK)**

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

Review of draft Ordinance Re: Escrow Fees and required escrow agreement

Ms. Cairns Wells reported that there still was some additional work and language to be incorporated in this proposed ordinance. Both the Planning and Zoning Boards will be asked to review this proposed draft for their input before it is brought back to Council for consideration.

Review of Zoning Ordinance task force report and recommendations Ms. Cairns Wells reviewed this report with Council, which is on file with the Municipal Clerk. Ms. Cairns Wells stated that the task force was formed to review and make recommendations regarding the following areas: Density, Subdivisions, Zoning, Historic Preservation, Property Maintenance/Architectural preservation-strictly complaints, not a Council issue and Temporary Sign Usage. Ms. Cairns Wells reported that the Zoning Board Chair had also made recommendations regarding the demolition or moving of a structure, which was also reviewed. Ms. Cairns Wells reported that Tamara Lee, the Planning Board's Planner did a review of Chapter 128 in an effort to clean-up the definitions, delete unnecessary language and clarify ambiguity. Ms. Cairns Wells acknowledged that there was a lot for Council to review before any consideration is made to amend our

ordinances. It was the consensus that this report be forwarded to both the Planning Board and Zoning Board for their complete input before any decision is reached.

Discussion: funding to make the Borough's polling place for all three voting districts handicapped acceptable for all elections. Ms. Cairns Wells reported that we need to get the entrance to the school gym handicapped accessible. We have been informed numerous times by the County/State that we are not in compliance. Ms. Cairns Wells stated that while the school has a locked handicapped entrance on Cinnaminson Street, it is quite a distance from the gym and is therefore, not acceptable. It is also not safe to have people walk through the hallways of the school to access the gym on Election Day. Ms. Cairns Wells explained that there is a doorbell at the locked handicapped entrance. However this requires that voters have to wait until someone opens the door. This is not acceptable for the elections process.

The school board has asked resident architect Hank Croft to do to recommended drawings/plans for a handicapped ramp at the entrance to the school on 5th Street. We are working on obtaining estimates for what it would cost. Ms. Cairns Wells stated that we need to place money in our budget for this. Ms. Cairns Wells reported that the School Board is willing to split the cost with the Borough. Dr. Daniel asked how many times a year the elections are held. The Clerk responded at least three. Dr. Daniel asked why the school would not take on more responsibility for paying for this. The Clerk responded that the school believes they are in compliance. Mayor Martin asked if this was an unfunded mandate. Ms. Cairns Wells responded that you could look at it that way. Mr. Smyth reported that we had previously made an application through the State (Help America Vote Act) for possible funding to make the school entrance compliant. We asked our Construction Official to put together an estimate. No grant money was received. The Clerk stressed the fact that while we could consider applying for this again, it is a reimbursable grant.

Mr. Cesaretti asked what the name was of the grant we have done in the past to install accessible improvements for numerous curb cuts throughout town. The Clerk responded that it was the Community Development Block Grant (CDBG). **Joe Augustyn**, a resident and Engineer commented that he thought this proposed project would meet the CDGB criteria. The Clerk stated that she would contact their office about this. Mayor Martin asked if we have a consensus to move forward with a grant to do this work. While the consensus from Council was yes, Ms. Cairns Wells stressed the importance of placing money in the budget to go ahead with this project because these grants are reimbursable.

Financial Items: Mr. Kinzler

RESOLUTION 19-09 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

Update Re: 2008 Budget. Mr. Kinzler distributed a draft 2008 budget expense detail report for Council's review. This is on file with the Municipal Clerk. Mr. Kinzler reported that 2008 was a good year. We ended 2008 \$115,000.00 (roughly) with

favorability to our budget. We have encumbered \$120,000.00. We will go into next year with \$235,000.00 to help with the fund balance.

Mr. Kinzler then reviewed certain line items of concern from last year such as: administrative and executive, computer hardware and software, tax maps, legal costs, engineering and development costs. Mr. Kinzler stated that both the Planning and Zoning Boards overspent on their professional services costs. Mr. Kinzler reported that we received a good audit regarding Workers' Compensation and we got a refund. Mr. Kinzler reported that the Police Department had favorability on salaries do to the open positions; however their overtime got hit very hard in December. Mr. Kinzler reported that the Public Works Department had favorability regarding overtime. We overspent regarding Public Buildings and Grounds. Gasoline costs went well and we had favorability in landfill costs.

2009 Budget discussion Mr. Kinzler distributed a first draft of the 2009 budget expense detail report for Council's review. This is also on file with the Municipal Clerk. Right now our budget is \$2,904,914.00, which is almost a \$71,000.00 reduction versus the 2008 budget. Mr. Kinzler stated that what we give in salary increases (if any) would have to be considered carefully just because of the environment. Mr. Kinzler suggested looking at only giving full-time employees a salary increase. Mr. Smyth thought we would be criticized if we gave any salary increases. Mr. Kinzler's personal opinion is that he believes we have performed very well budget wise for the second year in a row. He believes that the staff has done a tremendous job of controlling costs. He would like to see if we could give a salary increase to the full-time staff. Mr. Cesaretti concurred with Mr. Kinzler.

Mr. Kinzler highlighted some line items that should be addressed: the stipend for Mayor and Council, computer hardware/software costs for the Borough and the Police Department, budgeting legal fees at 35 and not 40 thousand this year and if possible the need to review insurance costs. Mr. Kinzler reviewed other line items with Council.

Mr. Kinzler reported that our Auditor believes the State is going to want us to defer our pension costs. We really don't want to do that because we will pay the piper later on. If the pension costs are deferred our State aid will be cut. If you don't defer, we will keep our State aid. Mr. Kinzler stated that we will debate all of the budget issues at our March 4th meeting when the Auditor will be present. Mr. Kinzler stated that if we can get the budget to where we want it to be and if we get the state aid (should be \$70,000.00) that we could be looking at a 3% tax reduction. Mayor Martin asked what it would be if we don't get the state aid and we make no changes to what Mr. Kinzler distributed tonight. Mr. Kinzler responded that he thinks it would be at 0% then. Mr. Kinzler reminded Council that we still need to discuss any capital projects to be done this year. That would also have an impact. Mr. Kinzler expressed concern that we may not be able to borrow any money to do a road project this year. However, our Auditor has indicated that we could borrow from ourselves. Further discussion on the 2009 budget will take place on March 4th.

Solicitor's report on 108 7th Street and 622 Thomas

Regarding 622 Thomas Avenue, Mr. Gunn reported that we filed an order to show cause before Judge Little. Mr. Gunn reported that he has reviewed an answer to the Order from the attorney's representing Financial Freedom. They are trying to work out the repair issues. Mr. Gunn reported that according to our Construction Official they

never got a permit for the work already done nor did they submit a structural engineering report. Mr. Gunn stated that Financial Freedom needs to satisfy to our Construction Official that the work was done and that the roof is structurally sound. Mr. Gunn believes all of this will be able to be worked out.

Regarding 108 7th Street, Mr. Gunn reported that Judge Baldwin signed an order compelling the owners to repair the unsafe structure. A copy of this order was served on the owner. The order provides that if the owner doesn't comply, the Borough can then come in and fix the structure with a lien then placed against the property. Thirty days notice must be given to the property owners before this would be done. Mr. Gunn explained that the next step would be to retain a structural engineer (construction official's recommendation) to determine what needs to be done. Mr. Gunn stated that he would ask our Construction Official for a structural engineering recommendation for next week's meeting.

Mr. Brown then provided an overview on the deterioration of the property located at 423 Lippincott Avenue. Mr. Brown reported that the Construction Official has issued violations to the owner. The owner has hired a contractor, gets the permit, but does not pay the contractor to do the work and just about nothing gets done. Mr. Brown believes we should take the owner to court as we have done with the two other properties. Mr. Gunn stated that he would confer with our Construction Official and report back to Council before proceeding.

One hundredth anniversary of the Riverton School in 2010. Mayor Martin announced that the school was in the initial stages of planning this proposed year long celebration to commemorate the school's 100th anniversary. We do not know what impact this would have on the Borough's budget (such as police overtime) Council will be kept apprised of this issue as more information is forthcoming.

Women's History Month Notice. Mayor Martin reported that notable women of Burlington County are the focus of a one-day self guided driving tour set for March 21. Mary Van Meter Grice, one of the founding members of the Porch Club of Riverton and the first elected president of the NJ State Congress of Mothers, which became the State PTA will be included on this tour. Both the Porch Club as well as the River Line Inn Bed & Breakfast where Van Meter Grice and her husband lived for 20 years will be open from 10:00am until 4:00pm. Mayor Martin asked the Clerk to have this information placed on our website.

Meeting open to the public

Gene Bandine wants to see recycling mandatory. Mr. Bandine then asked why we need 3 SUV's in the Police Department and why does the Chief have a monstrous car. Mr. Cesaretti responded that an SUV can be capitalized so that when you buy it you can extend the length of the payments. For some reason the State will not allow you to finance a non-four wheel drive vehicle for no longer than three years.

Michael Heine, 206 Carriage House Lane believes we should be looking at increasing the value and productivity of our commercial properties. Mr. Heine is of the opinion that we are subsidizing under improved, depressed commercial properties. Mr. Heine urged Council to put a Commercial Property Maintenance ordinance in place. He prepared one a couple of years ago which he would like Council to consider again. Mr. Heine urged Council to put a committee together to review this document. Mr. Cesaretti asked if it were possible to have a commercial property maintenance code without having a

residential one. Mr. Gunn responded that he believes you could make the distinction but he would have to research that issue. It was the consensus to place the issue of forming a committee to review this document on next week's agenda for discussion.

Linden Avenue Pocket Park upgrade. Mr. Smyth reported that both he and the Mayor met with the County's Economic Development Committee on January 22nd to review the final plans for this upgrade. The Chair of the Shade Tree Commission has approved the selection of the trees to be placed at this location. A required waterfront permit has been submitted.

River Line Bell Zone Waiver Request. Mr. Smyth reported that there has been concern that our request has not been reviewed by the Federal Railroad Administration. We are enlisting the help of Congressman Andrews in this regard. We have also contacted Joe North, the Operations Manager for New Jersey Transit, to assist us in determining when the FRA will review our request and make a decision.

Grants & Police Consolidation Study. Mr. Smyth announced that Riverton received a Centers of Place grant in the amount of \$90,000.00. We will be utilizing this grant money to finish a brick sidewalk from Main to Lippincott Avenues and up on Harrison Street. We will also be doing a linkage from Riverton Square to the park.

Mr. Cesaretti reported that 3 Requests for Proposals were received from interested companies to do this study. We are waiting for Palmyra (sponsoring municipality) to get back to us with dates for the three municipalities to meet, review these Requests for Proposals and make a decision.

Public Safety Items: Mr. Cesaretti

RESOLUTION 20-09

A RESOLUTION AUTHORIZING AERIAL LARVAL/ADULT MOSQUITO CONTROL ACTIVITIES OVER THE BOROUGH OF RIVERTON DURING 2009

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

Participation in the Burlington County Mitigation Plan Mr. Cesaretti reported that every jurisdiction in Burlington County is required to have an All Natural Hazards Mitigation Plan. Mr. Cesaretti reported that the County has been working to develop a County-wide plan. Mr. Cesaretti reported that we have been offered to participate in this mitigation plan. Mr. Cesaretti recommended that we participate and he has informed the County that we would be participating. Council concurred with this.

Bridge commission upgrading their vehicles. Mr. Cesaretti reported that the Bridge Commission may want to dispose of their small dump snow plow with a stainless steel salt spreader. It is in great shape and the Borough might be able to utilize this. Mr. Cesaretti spoke to the Bridge Director who asked that Mayor send a letter expressing interest in this vehicle. It was the consensus of Council that the Mayor should do this but not commit to anything.

Preliminary agenda for February 11th. The Clerk reviewed this with the Governing Body.

New Police Contract Mr. Cesaretti reported that this document must be reviewed prior to Council's formal approval.

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

February 11, 2009

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

PRESENT: Council members Brown, Cairns Wells, Smyth, Cesaretti and Solicitor Bruce M. Gunn

ABSENT: Council members Daniel and 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

Peace Pole presentation

Anne Creter presented Council with a pictorial album commemorating the Riverton Peace Pole Dedication Ceremony held on September 21, 2008. Mrs. Creter acknowledged Gary F. Blanchard, who photographed and produced the album.

The minutes from January 7th, January 14th and closed session minutes from January 14th were then presented. Mr. Brown moved that these minutes be approved as submitted. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti voted aye for the January 14th minutes and abstained from the January 7th minutes.

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 January be approved as submitted. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

There was no police report submitted for the month of January.

Mr. Cesaretti read a report for the month of January that was submitted by Deputy Fire Chief, Robert Yearly. There were 17 fire calls for the month, 3 drills, 10 calls in town and 6 calls out of town.

Mr. Cesaretti read a report for the month of January that was submitted by Animal Control Officer M&R Wildlife. Two stray dogs were taken to the shelter and one was quarantined.

Mr. Cesaretti announced that Chief Robert Norcross has submitted his written intent to retire from the Department effective July 1, 2009. Mr. Cesaretti made a motion that Council accept the Chief's retirement notice. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

Mr. Cesaretti reported that we received another parking request from J.R Parry, Architects, the new owner of 509 Howard Street. Mr. Cesaretti reported that his plan still has the parking spots listed that Council has had issues with. Ms. Cairns Wells reported that when Mr. Parry submitted initial formal plans to the Planning Board during their site

plan application process, it did not include those four parking spaces. However, Mr. Parry's second set of plans did have them. Because this issue presented a potential right of way easement that wasn't ironed out, the Planning Board could only give Mr. Parry a variance for the no parking spaces, and that's what the Board did. Ms. Cairns Wells stated that Mr. Parry's site plan application was approved with a variance for parking. Ms. Cairns Wells stated that there is the potential for a couple of parking spaces in the back of his property. If an easement/right of way can be worked out, Mr. Parry was asked to follow up with the Borough's parking committee to further explore this issue and see if it can go anywhere. Mr. Cesaretti will set up a parking committee meeting to review this and make a recommendation to Council at their March 11th meeting. He will write a letter to Mr. Parry.

STREETS/SEWER/GRANTS/ECONOMIC DEV/SHARED SERVICES-Mr. Smyth

Mr. Smyth stated that the proposed Linden Avenue road project will be discussed at length during the budget process.

Mr. Smyth reported that Metro PCS will be submitting a site plan application to co-locate on our cell tower.

Mr. Smyth reported that we are looking into the possibility of obtaining grant funding from the Community Development Block Grant office to make our polling place (Riverton School) handicapped accessible for all elections. We need to confer with the program supervisor to determine if this proposed project meets the grants criteria.

Mr. Smyth reported that we submitted a request to Congressman Andrews' Office for potential funding (stimulus package) for upgrades at the park.

Mr. Smyth announced that the next shared services meeting would be on February 19th. There will be a review of what towns have submitted for economic stimulus.

Mr. Smyth announced that we still need to meet with representatives from Palmyra and Cinnaminson to review the RFP's submitted for the police consolidation feasibility study. Mr. Cesaretti stated that we should know by Thursday when the meeting will take place.

Mr. Smyth announced that representatives from the Borough would be meeting with New Jersey Transit representatives to discuss our continuing request for the light rail bell zone waiver. To date we have heard nothing from the Federal Railroad Administration regarding this request. Council will be kept apprised of this situation.

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

Mr. Brown reported that the Zoning Board recently held their reorganization meeting. The Park & Recreation commission will be meeting on February 24th. There was no court report. Mr. Brown reported that we are still researching to determine if there are any ordinances presently in force in other municipalities that prohibit large construction equipment being permitted to be placed on private property.

PLANNING/REDEVELOPMENT-Ms. Cairns Wells

Ms. Cairns Wells reported that the draft ordinance pertaining to escrow fees and the required escrow agreement is still pending. She will be discussing this issue with the Planning Board on Tuesday. She has also asked that the Zoning Board discuss this at next Thursday's meeting.

Ms. Cairns Wells reported that the Planning Board recently held their reorganization meeting and approved a site plan application submitted by the new owners of 509 Howard Street.

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

In Dr. Daniel's absence, Gene Bandine, a Shade Tree Commission member, reported that PSE&G employees are in town trimming specific tree limbs that are near or touching their wires.

MEETING OPEN TO THE PUBLIC

Gene Bandine asked when we were going to make recycling mandatory. Mr. Bandine was informed that it already was and there is an ordinance on the books. Mr. Bandine thanked the police for all their efforts in keeping the plaza area quiet. Mr. Bandine stressed the fact that a trash receptacle needs to be placed near the Moccia properties on Main Street. Mr. Smyth responded that that would be looked into. Mr. Bandine asked that the police strictly enforce the cell phone laws.

Richard Rauth concurred with Mr. Bandine's request for a trash receptacle. Mr. Rauth stated that he has seen people throw bottles on the ground. Mr. Rauth asked if the Borough had its own chipper. The response was yes. Mr. Rauth thought we might be able to save some money with our garbage/trash fees by utilizing the chipper more.

Michael Heine, 206 Carriage House Lane provided copies of his proposed commercial property maintenance code for Council's consideration. Mr. Heine urged Council to pass this Ordinance.

OLD BUSINESS

108 7Th STREET ISSUE-STRUCTURAL ENGINEER/ARCHITECT RECOMMENDATION

Mr. Gunn reported that our Construction Official does not have any one person in mind for this. We are looking for someone to inspect the unsafe structure on this property and provide us with an estimate to repair and/or demolish. We can then give the owners thirty days notice to go ahead and get the repairs done. Mr. Gunn thought we could go to one of our existing engineering firms for this. They would most likely have a structural engineer and/or architect on their staff.

Mr. Brown stated that there was concern that when our Public Works Department initially cleaned up this property that we were starting a precedence. Mr. Brown is concerned we are doing the same thing here. Mr. Brown doesn't feel the Borough should be in the business of fixing people's properties up. Mr. Gunn stated that our Construction Official also has these concerns. Mr. Gunn stated that after a decision is reached by a structural engineer and/or/architect on whether the structure should be completely demolished or repaired, Council would then have to decide on what direction to take to get this work done. Mr. Brown asked what it would cost to have an engineer do this evaluation. Mr. Gunn stated that if we use one of our consulting engineers, their contracts would list what they charge per hour. These monies would then be assessed to the lien against this property if that is what Council decides. Mr. Brown stated that he can understand doing the evaluation because it would provide us with the condition of the home. It was the consensus of Council that Mr. Smyth contact a few of our engineering firms to determine if they have a structural engineer and or architect on staff and what they would charge to do this inspection. Mr. Gunn stated that once Council determines which firm will do the inspection, we need to notify the property owner. If they decline then we would have to go back to court for an order.

THE FORMATION OF A SUB-COMMITTEE TO REVIEW A PROPOSED COMMERCIAL PROPERTY MAINTENANCE CODE

Mr. Smyth reported that he thinks we should form a task force and not a sub-committee to review this document prepared by Michael Heine. It was suggested that the task force be made up of Mr. Smyth, Mr. Heine, a Planning Board member, a Zoning Board member and a commercial property owner. Mr. Smyth stated that he has reviewed the file on this proposed ordinance, which was originally presented to Council and reviewed by the Planning Board in 2003. Mr. Smyth stressed the importance of the rest of Council to review this file.

NEW BUSINESS

MAYORAL APPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT

Mayor Martin announced that he was moving Joe Della Penna from alternate status to serve as a regular member of the Zoning Board of Adjustment. Mayor Martin also appointed Charles Veasey to serve as Alternate No. 1. Mayor Martin reported that he still needs to fill the Alternate No. 2 slot as soon as possible.

BOROUGH DIRECTORY UPDATE

Mr. Smyth reported that Gary Ford of the Riverton Business and Civic Association and Mary Longbottom would be preparing the 2009 Borough Directory.

PUBLIC SAFETY COMMITTEE MEETING SET FOR FEBRUARY 19TH. Mr. Brown made the above announcement.

CORRESPONDENCE

Mayor Martin reported that resident Jim Quinn has sent him written notice of his willingness to lend assistance to our residents regarding the digital television transition. Professionally, Mr. Quinn deals with such technologies. Mayor Martin thought the website would be a good way of letting people know of Mr. Quinn's willingness to assist them. The Clerk will contact Mr. Quinn to determine what information will be placed on our website.

Mr. Cesaretti reported that resident Ann Marie Bearint sent written notice of her recent concern regarding the light rail guard rails that come down at least every five minutes when she tries to cross the tracks. Mr. Cesaretti reported that the Chief is aware of this ongoing problem and has contacted New Jersey Transit to remedy this situation.

There being no further business to discuss Ms. Cairns Wells 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 4, 2009

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

PRESENT: Council members Brown, Cairns Wells, Smyth & Solicitor Bruce M. Gunn

ABSENT: Council members Daniel, Kinzler & Cesaretti

The following statement was read by Mayor Martin:

Public notice of this meeting, pursuant to the Open Public Meeting Act, has been given by the Municipal Clerk in the following manner:

(a) Having written notification of all meetings to be held in 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 4, 2009

Planning/Redevelopment/School & Records Items: Ms. Cairns Wells

Review of draft Ordinance regarding application & escrow fees. Ms. Cairns Wells reported that there were still a few items that need to be addressed and reviewed before a recommendation is made to Council to introduce this ordinance at next week's meeting.

Update on making the school entrance handicapped accessible for elections. Ms. Cairns Wells reported that she has spoken in detail to Karen Trommelen, Program Supervisor for the Community Development Block Grant, about possible grant funding for this proposed project. Ms. Cairns Wells reported that the normal process would be for us to apply in the Fall of 2009, but the grant money wouldn't be available until 2010. Ms. Cairns Wells reported that there is also an option to apply for emergency funding now. A written request to Ms. Trommelen is required as well as the projected costs involved. Ms. Trommelen can then submit this emergency request to the Freeholders for their consideration. Ms. Cairns Wells also reported that state and/or federal prevailing wages must be paid. Mr. Gunn stated that when the specifications are prepared for the project, the prevailing wage requirement will be listed. Mr. Smyth stated that he thought we could ask the Bridge Commission to prepare the application at no cost to the Borough. We would still have to obtain an engineer's estimate of costs. Ms. Cairns Wells stated that this is a reimbursable grant; therefore, we would need to place the money in our budget. Ms. Cairns Wells stated that if we are going to share the costs with the school that might impact the process. Mr. Smyth stated that he would talk to a representative from Alaimo Associates to determine what they would charge for an estimate. More detailed discussion on this issue will occur at next week's budget portion of the meeting. It was the consensus of Council to move forward and send a requesting letter to the Bridge Commission for assistance with the application process for this grant.

Records Management Ms. Cairns Wells reported that we have an opportunity to apply for a PARIS grant as part of Burlington County's shared services element regarding records management. Ms. Cairns Wells reported that No local match, other than in kind staff services will be required. If grant monies are secured, it would assist each of the municipalities with a records purging process and would provide a draft policies and procedures manual, which we could modify to meet our needs.

RESOLUTION 21-09

**A RESOLUTION APPROVING THE BOROUGH OF RIVERTON'S
APPLICATION FOR NEW JERSEY DEPARTMENT OF STATE, DIVISION OF**

**ARCHIVES AND RECORDS MANAGEMENT, PUBLIC ARCHIVES AND
RECORDS INFRASTRUCTURE SUPPORT (PARIS) GRANT
PROGRAM FUNDING
(IN FULL IN RESOLUTION BOOK)**

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

Authorizing the Waetzman Planning Group to have access to Riverton's GIS information from the County Ms. Cairns Wells reported that the Waetzman Planning Group, who are assisting the Borough with the Downtown Revitalization Grant, will need to use Burlington County GIS data in order to perform required work for us. Ms. Cairns Wells reported that we will need to execute an addendum to the Borough's data sharing agreement with the County to permit the Waetzman Group to have access to Riverton's GIS information. It was the consensus of Council to agree with this.

RESOLUTION 22-09

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
ADDENDUM TO THE BOROUGH'S DATA SHARING AGREEMENT WITH
THE COUNTY TO PERMIT THE WAETZMAN PLANNING GROUP TO HAVE
ACCESS TO RIVERTON'S G.I.S. INFORMATION
(IN FULL IN RESOLUTION BOOK)**

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

Request from Quality Management Associates Re: 815 Homewood Drive. Ms. Cairns Wells reported that we have received a request from Quality Management Associates, who recently purchased 815 Homewood Drive to be used as a group home. They are an agency which provides support and services for special needs adults in New Jersey. They have applied for funding from the Burlington County Home project for renovations to this home. They are requesting a letter from the Borough stating our awareness of their community project. This is part of their application process with the County.

Mr. Gunn reported that he has spoken to representatives from Quality Management about their request. Mr. Gunn informed them in his letter of March 4th that we would require additional information before we could respond. Mr. Gunn stated that a group home is a permitted use by statute. However, they have to be licensed. Mr. Gunn understands that before they get the license they have to do the repairs to the home. They need to show that they have the capability and facilities to handle the clientele. Mr. Gunn explained that the State first has to approve them for purchasing this home. Mr. Gunn stated that you want to make sure that they are properly licensed. Mr. Gunn stated that if we receive the additional information from Quality Management, he will help Council draft a letter in response. Ms. Cairns Wells commented that the State has specific regulations about what types of people qualify to be in that type of group home setting. Mr. Gunn commented that he would try and get a copy of the state regulations pertaining to group homes for Council to review.

Request from School Board for representatives from Council to review their proposed budget on March 17. Ms. Cairns Wells (Council liaison to the school) announced that she would meet with representatives of the school board to review their proposed budget. The Clerk was asked to obtain a copy of their budget prior to March 17th.

Update Re: Energy Audit Application Mr. Smyth explained that he has been trying to obtain information that spells out exactly what the Borough might have to incur monetarily before Council decides to move forward with this. Mr. Smyth reported that he originally thought the audit would be free. It turns out that it is not. Only the application process is free. Mr. Smyth asked that this issue be tabled until next week's meeting. Council concurred with this.

Shade Tree Forestry Plan Grant in Dr. Daniel's absence, the Clerk reported that the Shade Tree Commission obtained a \$3,000.00 grant for this plan. Council must do a formal Resolution authorizing a grant agreement between the Department of Environmental Protection and the Borough.

RESOLUTION 23-09

A RESOLUTION AUTHORIZING A GRANT AGREEMENT BETWEEN THE BOROUGH OF RIVERTON AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE 2009 GREEN COMMUNITIES GRANT (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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

Proposed Commercial Property Maintenance Ordinance Mayor Martin reported that nobody from the Planning Board or Zoning Board volunteered to serve on the task force to review this proposed ordinance. Mayor Martin stated that since there isn't interest, we would table and drop the discussion of this proposed ordinance. Mayor Martin stated that it just seems like we are revisiting what was visited four years ago. We ran into resistance for this ordinance at that time. It was the consensus of Council not to proceed further with this.

4th of July Committee request to place a banner across Main Street. Mr. Reed reported that PSE&G will not permit us to do this anymore. The Clerk reported that she received an inquiry today from a committee member to place a banner at the War Memorial. Mayor Martin will follow through on this.

Variety Show Friday and Saturday is the variety show. The Martin's are having a party after the Saturday show and everyone was invited.

Meeting open to the public

Gene Bandine thinks it would benefit many people in town if we started enforcing the cell phone law. Chief Norcross responded that he would be putting officers at Broad & Main morning and evening to more or less ticket the offenders. There has been more than enough publicity informing the public that cell phones should not be used when driving. Mayor Martin then asked if the seat belt rule was a stoppable offense. The Chief responded yes.

Scott Reed commented that we need to find out if there is a different application for an emergency CDBG grant as opposed to the normal one. Ms. Cairns Wells will check this out.

Update Re: 108 7th Street, 622 Thomas Ave & 423 Lippincott Ave.

Mr. Gunn recommended that Council discuss 108 7th Street in closed session tonight as a potential litigation matter. Council concurred with this.

Regarding 622 Thomas Avenue, Mr. Gunn reported that we are scheduled to go to court again on Friday. Mr. Gunn has received a response from Financial Freedom. They have not foreclosed yet. Mr. Gunn reported that we are also trying to serve the estate (Booth's) which really has responsibility. We need to get from them a fairly extensive structural engineering report which shows that the chimney was fixed. Mr. Gunn thought we should also discuss this in closed session tonight.

Regarding 423 Lippincott, Mr. Gunn reported that the owner got a permit to fix the porch. He has a year to do the work. Our Construction Official can't really do anything until that year is up.

Mayoral appointment to the Zoning Board

Mayor Martin announced that he is appointing Robert Kennedy to serve as Alternate No. 2 for the Zoning Board of Adjustment.

Motion to approve a request from Sacred Heart Church to hold raffles on March 21st.

Mr. Brown made a motion to approve Sacred Heart Church's request. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

RESOLUTION 24-09

**A RESOLUTION PERMITTING THE EXCLUSION OF THE PUBLIC FROM A MEETING IN CERTAIN CIRCUMSTANCES PER SECTION 8 OF THE OPEN PUBLIC MEETINGS ACT C. 231 P.L. 1975
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Mr. Brown, who moved for its adoption. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent. It should be noted that potential litigation issues pertaining to 108 7th Street and 622 Thomas Avenue will be discussed.

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

March 11, 2009

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

PRESENT: Council members Brown, Smyth, Kinzler (arrived at 7:33pm), Cesaretti and Solicitor Bruce M. Gunn

ABSENT: Council members Daniel and Cairns Wells

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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

The minutes from February 4 and February 11 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, Ms. Cairns Wells absent, Mr. Smyth aye, Mr. Kinzler absent, and Mr. Cesaretti aye.

FINANCIAL ITEMS: Mr. Kinzler

TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL

Mr. Kinzler moved that the attached reports for the month of February be approved as submitted. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Mr. Kinzler reported that the collection rate was 94.07% as of February 28th.

Mr. Kinzler raised the issue of adhering to the purchase order system, which was put into place a number of years ago. Mr. Kinzler stressed the importance that Department Heads make their Council representatives aware of and sign off on certain large expenditures before the purchase is made. Public Works Manager Reed expressed his concern that this would create a burden for him to try and obtain authorization before proceeding. Mr. Kinzler responded that there might be a time or two where a Department Head might have to wait a day or two to obtain authorization before proceeding. Mr. Kinzler stressed the fact that purchase order systems are utilized by companies. Mr. Kinzler stated that the Council members have been elected to oversee this process. Mr. Kinzler thought that the threshold for getting council approval would be for any purchase that amounts to \$5,000.00 and above.

2009 BUDGET DISCUSSION Mr. Kinzler announced that after speaking to the Auditor today, this discussion has been deferred until Council's April 1st meeting. Mr. Kinzler reported that there are two variables to be played out. One is the 50% pension deferral issue. Mr. Kinzler stated that from the information he has reviewed, you cannot opt out of this deferral. This was confirmed today by our Auditor. Mr. Kinzler explained that if we were to choose to make the full payment, it won't go into the pension system. A separate trust fund will be set up. In the future if it is decided to go back to the normal contribution levels, the trust fund monies would then be deposited into the pension fund. The other variable is the state aid issue. Mr. Kinzler reported that we might see a 2% cut from last year's aid figures. Mr. Kinzler stated that if we take advantage of the pension deferral and the reduction in stated aid and layer in the expenses we have, we are still within range of the 5% reduction that we set as a goal. Mr. Kinzler stated that we will need to discuss this in detail on April 1. Mr. Kinzler reported that we will also have to consider a capital budget (possible road program, new carpets, new car, new lawnmower, etc.) for this year. A discussion then ensued

regarding the costs to reconstruct a road as opposed to just doing an overlay. Mr. Kinzler commented that he would like to resolve the computer hardware maintenance issues for the Borough's computers. Mr. Cesaretti was asked to review the proposals, make a decision and inform Council at our April 1 meeting.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

Mr. Cesaretti announced that the Chief had surgery and would be out of the office until early next week. In his absence, Patrolman Matt Kirk is the senior officer in charge.

Mr. Cesaretti reported that the Public Safety Committee has met to start preliminary talks about the Chief's replacement when he retires at the end of June of this year.

Mr. Cesaretti stated that no reports were submitted for the month of February.

STREETS/SEWER/SHARED SERVICES & ECONOMIC DEV.-Mr. Smyth

Mr. Smyth reported that two co-locators are scheduled to be added to the cell tower. They are Metro PCS and Clearwire Communications. They still have to go through the process of applying to the Planning Board for site plan approval.

Regarding Economic Development, Mr. Smyth reported that our application (through Congressman Rob Andrews' office) for possible funding to upgrade our park got through the first round of reviews.

Mr. Smyth stated that we can have the Bridge Commission prepare an application for Community Development Block Grant funds to make the entrance to the school's gymnasium handicapped accessible for election purposes. Mr. Smyth explained that we need to include an engineer's estimate with the application. He has spoken to a representative of Alaimo Associates and was informed that they could provide this at a cost, not to exceed \$1,500.00. It was the consensus of Council to agree to this.

RESOLUTION 25-09

A RESOLUTION OF THE BOROUGH OF RIVERTON TO APPLY FOR CDBG FUNDING FOR ADA ACCESSIBILITY FOR RIVERTON BOROUGH'S POLLING LOCATION

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

Regarding the Energy Audit issue, Mr. Smyth reported that separate applications for each building requesting an audit needs to be done. Mr. Smyth reported that this is only a 75% grant so whatever the cost estimates would be, 25% would come from out of pocket expenses. If the recommendations from the audit are implemented, you can get the 25% that you paid up front back. However, if you don't implement the recommendations you won't get it back. Mr. Smyth believes this is too uncertain and recommended not moving forward with this. It was the consensus of Council to agree.

PLANNING/REDEVELOPMENT-Ms. Cairns Wells

Mayor Martin announced that the Planning Board is continuing their review of the draft escrow fee and agreement ordinance. Mayor Martin reviewed the goals and objectives of the Planning Board for this year.

We received notification from COAH that the documents that were submitted at the end of 2008 were incomplete and required addition work. There is a 45 day compliance requirement. The Planning Board will be reviewing this at their March 17th meeting.

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

Mr. Brown met with the Park & Recreation Commission on February 24th. They reviewed the scope of work for the proposed upgrades and improvement to the park should grant money be available. Mr. Brown reported that the number one concern of the Commission is the condition of the playing field. The Commission reviewed the park schedule for the year. Mr. Brown announced that Palmyra's new soccer field is made of turf.

Regarding the Municipal Court, Mr. Brown stated that the possible utilization of credit cards was being raised again. Mr. Brown asked Council to review the documentation submitted by the Court Administrator, for discussion next month.

SHADE TREE/BD OF HEALTH/RECYCLING & ENVIRONMENTAL-Dr. Daniel No
report

MEETING OPEN TO THE PUBLIC

Gene Bandine reported that at this week's Shade Tree Commission meeting, concern was raised about the hazardous sidewalk problems from Broad & Lippincott to Zena's bakery. Mr. Smyth responded that we received a Centers of Place grant that will take care of redoing this sidewalk. This grant will also address the Harrison Street sidewalks and a walkway from the Riverton Square development to the park.

Gary Ford. 311 Bank Avenue believes we should have something in place to address the private properties in the Borough that are in extreme disrepair. Mr. Ford cited 423 Lippincott Avenue as an example. Mr. Ford believes these issues affect property values, it affects safety issues, and affects the structural future of that building. Mr. Ford suggested that a Board or committee be created and charged with reviewing these types of issues. Mr. Cesaretti responded that over the past months Council has stepped up and become aggressive in dealing with these types of properties. Our Code Enforcement Officer and Construction Official are working on these issues also.

Joe Augustyn reported that the County has a Home Improvement Loan Program in place, which might be able to assist property owners in fixing up their homes. Mr. Augustyn reported that they would have to meet the County's criteria. Mr. Brown stated that he would look into this as a possible alternative to helping certain property owners.

Joseph Augustyn asked whether Council would be making an application for Community Development Block Grant Funding to make the entrance to the school gymnasium handicapped accessible for elections. Mr. Smyth provided an overview of what Council decided earlier in the meeting. Mr. Reed asked if the engineering fees can come out of the grant. Mr. Augustyn responded no. Mr. Reed stressed the fact that we need to know what these charges will be for placement in our budget. Mr. Augustyn also enquired about our Energy Audit Application. Mr. Smyth responded that we were not moving forward with this.

OLD BUSINESS

Mr. Cesaretti commented that the Solicitor raised some concerns about the proposed fire lease, such as interest fees to be charged and the payment due language. After a short discussion, it was the consensus of Council that the Solicitor should review these concerns with the President of the Fire Company to resolve. Council will be kept informed

NEW BUSINESS

MAYORAL APPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT

Mayor Martin made the following appointments to the Zoning Board: Charles Veasey-regular member (replacing Janine Miller, who resigned), Robert Kennedy-Alternate No. 1 (replacing Don Dietz who resigned) and Deborah Weaver-Alternate No. 2

REQUEST FROM YACHT CLUB REGARDING THEIR PARKING LOT-Mr. Gunn

Mr. Gunn reported that the Yacht Club has been using the pier (which used to be part of the County road) as their parking lot for many years. Mr. Gunn explained that in 1969 the County had determined that that portion of Main Street was no longer needed. They vacated the northerly portion of Main Street to the Borough. In turn the Borough had passed an ordinance in 1969 vacating this area to the Yacht Club. Unfortunately, this Ordinance was never recorded at the County. The Yacht club wanted to do some work on the parking lot but found that nothing had been formalized that transferred this property to them. Mr. Gunn explained that the County had vacated 120 feet and we had vacated 70 feet. Mr. Gunn recommended doing a new Ordinance which would take care of clarify this issue and any other discrepancies. Mr. Gunn stated that the Yacht Club has agreed to bear all the professional costs, survey and recording fees. Council concurred with this recommendation. Mr. Gunn will prepare a draft ordinance for Council's consideration for our April 8th meeting.

UPDATE ON THE PENNSAUKEN SOLID WASTE MANAGEMENT

LAWSUIT- Mr. Gunn. Mr. Gunn reported that a number of years ago Riverton and other municipalities were involved with this lawsuit since 1991). Mr. Gunn explained that we dumped our solid waste there as did other towns. A settlement has now been reached. Our insurance Company has been defending us and they will pay the settlement costs. Mr. Gunn explained that the settlement fees are based upon the percentage of waste that was dumped by each municipality involved. The claim was that hazardous waste was being dumped in the landfill. Each town was held responsible for dumping even though that was the place we were told to dump. We had no alternative. Our share is \$45,155.00 based upon 3.6124%. A formal Resolution needs to be prepared authorizing the Mayor to sign the settlement agreement. This will be prepared for our April 8th meeting.

RESOLUTION 26-09

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, Ms. Cairns Wells absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that a potential litigation matter (108 7th Street) 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, Mr. Cairns Wells 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. Brown, with all present voting in the affirmative.

Mary Longbottom, RMC
Municipal Clerk

April 1, 2009

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

PRESENT: Council members Daniel (left meeting at 10:00pm), Brown, Cairns Wells, Smyth, Kinzler, Cesaretti, Solicitor Bruce M. Gunn and Auditor Robert Stewart

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 meeting to be held in 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

2009 Municipal Budget Discussion

Mr. Kinzler distributed information pertaining to the 2009 municipal budget for Council's review. A lengthy discussion ensued with Council reviewing various line items, making adjustments where necessary.

Council also decided that the capital portion of the budget would total \$388,361.00. This includes \$361,757.00 for the reconstruction of Linden Avenue from Broad to Park and the overlay of Linden Avenue from Bank to Second Streets. This amount takes into account the \$180,000.00 in grant money received from the New Jersey Department of Transportation for this project. In addition Council agreed to the following capital expenditures: \$1680.00 for new carpeting (no padding) for the Police Department, \$13,250.00 for a lawnmower for the park and \$4174.00 for new carpeting (with padding) for the Municipal Building.

Council then discussed the pros and cons of going out to bond or borrowing from ourselves for the capital projects with our Auditor. It was the consensus of Council to borrow from ourselves. The Auditor stressed the fact that a Bond Counsel would be needed to prepare the required Ordinance. Mr. Kinzler commented that he would make a recommendation to Council at next week's meeting.

It was also the consensus of Council to reduce our debt payment by \$50,000.00 and to increase the general fund surplus balance from \$150,000.00 to \$159,000.00. Our Auditor reported that with all of these adjustments discussed tonight, this budget reflects a 5.06% tax decrease in the local municipal purpose tax. This budget also reflects a 3% salary increase for all Borough employees not covered by a collective bargaining agreement.

ORDINANCE 1-09

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2009

(N.J.S.A.40a:4-45.14)

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. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 27-09

**A RESOLUTION TO INTRODUCE THE 2009 MUNICIPAL BUDGET
(IN FULL IN RESOLUTION BOOK & 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that a public hearing on the 2009 Municipal Budget is scheduled for May 6th. Advertisement of the municipal budget will published in the Burlington County Times on April 19th. The total budget is \$3,217,307.96.

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

Preliminary agenda for April 8.The Clerk reviewed this with the Governing Body.

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 8, 2009

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

PRESENT: Council members Daniel, Brown, Cairns Wells, Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn

The following statement was read by Mayor Martin:

Public notice of this meeting, pursuant to the Open Public Meetings Act, has been given by the Municipal Clerk in the following manner:

(a) Having written notification of all meetings to be held in 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

The open and closed session minutes from March 4 and March 11 were then presented. Mr. Smyth asked that under his committee report for the March 11 minutes, the word town be corrected to read tower. The Clerk stated that this correction would be made prior to the minutes being posted on the website. Mr. Smyth moved that these minutes be approved as corrected. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti abstained from the March 4th minutes and voted aye for the March 11th minutes.

ANIMAL CONTROL OFFICER DISCUSSION

Rick & Maryann Bailey of M&R Wildlife addressed Council. Mr. Bailey reported that a rabid raccoon was recently found in the vicinity of Homewood Drive in Riverton Borough. The County Board of Health prepared flyers which were distributed to the properties at the Homewood Drive location. The flyers stressed the need to keep a safe distance from stray & wild animals; to not attempt capturing any wildlife or stray animals and to not feed any stray or wild animals. Mr. Bailey expressed concern that there have been instances whereby residents have been feeding stray animals. Mr. Bailey stated that by doing that, the residents become responsible for the animals and the licensing of them. Mr. Bailey stated that he thought the Borough's Ordinance pertaining to Animals (Chapter 45) should be amended to clearly define what "feeding of stray and wildlife" means and the responsibility of doing so to our residents. After discussion, it was the consensus that the Solicitor be asked to draft an ordinance for Council's review.

Mr. Bailey also suggested that the Borough consider raising the fees charged for licensing dogs and cats. He believes Riverton is one of the lowest. There was some discussion on this issue. The consensus reached was that it was more important to impress upon our resident's the requirement to have their dogs and cats licensed so that the Borough knows the animal(s) have been properly inoculated against rabies as opposed to just raising the fees for the licensing procedure.

TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL. Mr. Kinzler moved that the attached reports for the month of March be approved. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Mr. Kinzler commented that to date, we have collected 96.75% in taxes.

Mr. Kinzler asked that the issue of recommending a Bond Counsel be tabled until Council's May 6th meeting. He needs to review additional information before making a recommendation. Council agreed to this.

ORDINANCE 2-09

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 aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for May 13.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

Mr. Cesaretti read a report for the month of March that was submitted by Police Chief Robert Norcross. Vehicle Mileage 2862, Gas used 396.7, Juvenile Arrests 1 (Assault 0, Miscellaneous 1 and Curfew 0), Adult Arrests 8 (Criminal Warrants 1, Criminal Summons 0, Shoplifting 0, Traffic Warrants 5, DWI 2 and Other 0), Motor Vehicle Accidents 4, Motor Vehicle Stops 119, Motor Vehicle Warnings 37, Motor Vehicle Summonses 85, (Riverton Officers 72, GD Grant 0, NJ Transit N/A, BCSD 13), Burglar Alarms 21, Assists to Other Police Departments 29, Animal Complaints 1, Fire Calls 6, Arson 0, Ambulance Calls (Riverton) 17, Unattended Deaths 0, Criminal Cases 24, Incidents 205, Domestic 1, Thefts 2, Shoplifting 0, Burglaries 0, Assaults 0, Sexual Assaults 0, Criminal mischief 4, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 16, Miscellaneous Calls 461 and Total Calls 1,041.

Mr. Cesaretti read a report for the month of March that was submitted by Deputy Fire Chief, Robert Yearly. There were 16 Fire Calls for the Month, 3 Drills, 8 Calls in Town and 8 Calls out of Town.

POLICE DEPARTMENT TO ADDRESS COUNCIL Mr. Cesaretti stated that the members of the Department would not be present tonight.

UPDATE RE: POLICE CONTRACT

Mr. Cesaretti reported that Council had received a copy of this contract for their review. Mr. Brown reviewed the changes to this contract as outlined in the Memorandum of Agreement from January 8, 2009. A Resolution specifying the changes and authorizing the Mayor to sign this document is required.

RESOLUTION 28-09

RESOLUTION TO APPROVE THE RIVERTON POLICE CONTRACT FOR THE YEARS 2007-2011 (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 nay, Mr. Brown aye, Ms. Cairns Wells Aye, Mr. Smyth nay, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 29-09
A RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR THE
POSITION OF CHIEF OF POLICE FOR THE BOROUGH OF RIVERTON
(N 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

PLANNING/REDEVELOPMENT-Ms. Cairns Wells

Ms. Cairns Wells reported that as part of the Downtown Revitalization grant, we held a Community Visioning Session on March 25th at the Riverton School to obtain input from the public. Surveys were distributed to those in attendance and the information will be gathered and formulated by the Waetzman Group, Inc.

Ms. Cairns Wells reported that the Planning Board will be hearing a site plan application from Clearwire Communications, Inc. to become another co-locator on the Borough's cell tower at their next meeting.

Regarding the proposed Ordinance to increase escrow fees and escrow requirements for Site Plan, Subdivisions and Variances, Ms. Cairns Wells reported that all the changes requested by Council and the Planning Board and Zoning Board have been included. Ms. Cairns Wells asked that Council introduce this Ordinance tonight.

ORDINANCE 3-09

AN ORDINANCE IN THE BOROUGH OF RIVERTON AMENDING CHAPTER
22, SECTION 23 AND 29, CHAPTER 109, SECTION 10 AND CHAPTER 113,
SECTION 48 AND CHAPTER 128, ATTACHMENT 2, OF THE RIVERTON
BOROUGH CODE TO PROVIDE FOR INCREASES IN VARIANCE, SITE
PLAN AND SUBDIVISION FILING AND ESCROW FEES

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

STREETS/SEWER/GRANTS/ECONOMIC DEVELOPMENT-Mr. Smyth

Mr. Smyth reported that we received \$23,000.00 for our Safe Routes to Schools grant application. This grant money will be used to place stop signs at variance locations and to restripe specific crosswalks. Mr. Smyth asked that Mr. Cesaretti, the Chief of Police, the Public Works Manager and himself meet to review the grants parameters so that we can move forward and commence work. Mr. Gunn stated that Ordinances will need to be in place before any stop signs can be installed. Mr. Gunn reminded Council that draft Ordinances regarding these stop signs had previously been prepared. However, Council put these on hold when they decided to apply for this grant. It was the consensus of Council that these draft ordinances be placed on Council's May 6th agenda for discussion.

Mr. Smyth reported that Alaimo Associates prepared an Engineering estimate to make the entrance to the school's gymnasium handicapped accessible for elections. Mr. Smyth stated that the Bridge Commission would be considering our request to file an application for Emergency Community Development Block grant funding to get this

project done. Ms. Cairns Wells stated that the school board has indicated that they do not want automatic doors at this location. She will contact Alaimo Associates to adjust their estimate accordingly.

Mr. Smyth reported that we are still in a holding pattern regarding potential federal funding for our proposed park upgrades.

Mr. Smyth reported that it looks like the County will not pay for the installation of pedestrian actuated signals at Cedar, Thomas and Elm. We initially thought that they would do this. Mr. Smyth reported that we received notification from New Jersey Transit that they are estimating that it would cost \$143,768.00 to do this. Mr. Smyth stated that he would be conferring with Freeholder Joseph Donnelly regarding this issue to determine if they would reconsider their decision.

RESOLUTION 30-09

A RESOLUTION AUTHORIZING THE REDUCTION IN SEWER CHARGES ON THE PROPERTY LOCATED AT 308 MAIN STREET (BLOCK 604, LOT 13) RIVERTON, NEW JERSEY (IN FULL IN RESOLUTION BOOK)

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

Mr. Smyth reported that the issue of the new stormwater regulations would be discussed at Council's May 6th meeting.

SHADE TREE/BD OF HEALTH/RECYCLING ENVIRONMENTAL-Dr. Daniel PROCLAMATION-ARBOR DAY (IN FULL IN RESOLUTION BOOK)

The above Proclamation was read in full by Dr. Daniel.

Dr. Daniel reported that the Shade Tree Commission has voted to support two legislative bills. These bills would attempt to register and license anyone entering into the business of pruning, repairing, maintaining or removing trees, brush cutting and stump grinding, consistent with classification code 0106 of the New Jersey Worker's Compensation and Employer's Liability Insurance Manual. This legislation will not affect municipal employees managing trees on Government owned property. Dr. Daniel stated that the Shade Tree Commission is requesting that Council pass a Resolution supporting these bills.

RESOLUTION 31-09

A RESOLUTION IN SUPPORT OF NEW JERSEY LEGISLATIVE BILLS S-2503 AND A-2872 (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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

Dr. Daniel reported that it is the intention of the Shade Tree Commission to apply next year for the Cool Cities Tree Program to offset the costs for the purchase of new trees. Dr. Daniel explained that while we qualified this year for this program, the Shade

Tree Commission had already made commitments to three New Jersey Nurseries for trees that were planted in March.

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

Mr. Brown reported that the Zoning Board did not hold a meeting in March.

Mr. Brown read a report for the month of March that was submitted by Court Administrator, Jackie Gleason. The total receipts for the month amounted to \$10,643.00. The total disbursed to Riverton amounted to \$5,233.46

Mr. Brown reported that Construction Official Edward Schaefer informed him that representatives from the Riverton Post Office have not submitted any permit applications for the work they are doing at their new location at Riverton Square. Mr. Schaefer will be sending them a letter regarding this issue. Council will be kept apprised of the situation.

Mr. Brown reported that the issue of whether to permit Cinnaminson Township to utilize credit cards for our Municipal Court still has not been resolved. After a short discussion, it was the consensus that Cinnaminson Township be contacted to determine if and when they want to move forward with this and if Riverton has the option of declining. Council will be kept informed.

Mr. Brown reported that we have had a number of complaints concerning the existence of construction/equipment parked on and off the street in residential areas and that Council indicated that they wanted to restrict this from happening. Mr. Brown reported that our Solicitor has prepared a draft Ordinance for Council's review. This Ordinance states that "no construction equipment shall be placed or parked on any lot or lots or any public street in any zone, except during a period of ongoing construction of the same lot or lots that specifically requires the use of the construction equipment that is stored or parked." Mr. Gunn stated that this Ordinance would first have to be sent to the Planning Board for their review because it would be an amendment to our Zoning Code and could affect our Master Plan. A considerable discussion took place concerning the interpretation and amendment of this Ordinance relative to boats and recreational vehicles and/or other commercial vehicles. Because these issues would involve a more detailed review, it was the recommendation of the Solicitor to consider just presenting this amendment which addresses a present concern. It was the consensus of Council to agree to this.

MEETING OPEN TO THE PUBLIC

Richard Rauth, asked for a status report regarding 108 7th Street. Mr. Gunn responded that we are nearly at the deadline for the owners to comply with the court order. We might have to go back into court and seek more penalties and/or an order of eviction to demolish and/or correct the unsafe structure on the property.

Mr. Rauth asked when we would be able to have Verizon fios cable service in Riverton. The Clerk responded that the Borough presently has a 15 year cable franchise agreement with Comcast Cable Company which does not expire until January 10, 2014.

Scott Reed, raised concerns regarding the deterioration of the property at 423 Lippincott Avenue, in particular the chimney. Mr. Brown responded that he would have the Construction Official make an inspection of this property once again.

Gene Bandine thanked the Police Department for their efforts in keeping people from congregating at Zena's (gazebo) late at night.

Heidi Winzinger commented that she thought Council might want to consider raising the fees charged for non-neutered dogs and cats.

Ms. Winzinger raised concern regarding the continual music coming from the ice cream trucks driving through town (in particular the Mr. Softee truck). Ms. Winzinger cited portions of the Peddling & Soliciting Ordinance (Chapter 96 of the Borough Code) which she believes are not being enforced by the Police Department. Ms. Winzinger was of the opinion that the Borough should be supporting the present ice cream parlor in Riverton and should be doing more to discourage these ice cream trucks from coming into town. After a discussion, it was the consensus that the Chief of Police make sure that vendors are in compliance with our present ordinance. Solicitor Gunn suggested reviewing this Ordinance for possible amendments. Council concurred with this.

Frank Cioci was of the opinion that there are too many vendors allowed in Riverton. He believes they should be banned from coming into town. Mr. Cioci believes more should be done to help the businesses.

Regarding the recreational vehicle issue, Mr. Cioci commented that while he thinks there should be some regulations (perhaps by size), he reminded Council that Riverton is a boating town.

OLD BUSINESS

RESOLUTION 32-09

A RESOLUTION TO APPROVE THE SETTLEMENT OF THE PENNSAUKEN LANDFILL LITIGATION AGAINST THE BOROUGH OF RIVERTON (IN FULL IN RESOLUTION BOOK)

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

NEW BUSINESS-There was no new business presented

CORRESPONDENCE-No correspondence was presented

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

May 6, 2009

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

PRESENT: Council members Daniel (left at 8:30pm) Cairns Wells, Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn

ABSENT: Council member Brown

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 2009 published in the Burlington county Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

River Route Updates: Darlene Scocca and Ed Fox from the County present

Ms. Scocca and Mr. Fox provided Council with information on the accomplishments of the Burlington County River Route (10 years and counting) They highlighted some of today's success stories in the River Route, such as, the RiverLine, the Haines Industrial Center, Willingboro Town Center, The Shoppes at Cinnaminson, and The Shoppes of Riverton. Some future opportunities in the River Route are the Roebbling Superfund Site, Commerce Square in Burlington City, the Golden Triangle in Riverside, NJ and the Southside Route 73 redevelopment in Palmyra, NJ.

Ms. Scocca and Mr. Fox also reviewed the River Route's Advisory Committee's ten-year progress Report (2009) for Riverton as follows: **Land Use**-Findings -All original plan activities completed-Recommendation-to implement Master Plan and redevelopment plan recommendations, **Housing**-Findings-All original Plan Activities completed-Recommendation-Implement housing element and fair share plan recommendations, **Economic Development**-Findings-All original plan activities complete – Recommendation-Re-evaluate legislation initiative for regional redevelopment zones, **Transportation**-Findings-All original plan activities completed-Recommendation-Implement redevelopment plans' circulation and parking recommendations and those in the Downtown Revitalization Study, **Recreation and Open Space**-Findings-All original plan activities completed-Recommendation-Continue to coordinate redevelopment with NJDEP's Delaware River Heritage Trail project), **Historic Preservation**-Findings and Recommendations-" The Municipal Land Use Law permits design control in historic district zones and redevelopment areas through a variety of measures. The Borough has determined that the design advice provided by the Architectural Review Committee sufficiently protects the historic district and redevelopment areas from visually incompatible development within reasonable review procedures of all applications," **Public Facilities and Services**-Finding-All original plan activities completed – Recommendation-(Continue regular annual maintenance of street, sidewalk, sewerage and storm drainage systems, and **Intergovernmental Coordination**-Finding-Most original Plan activities completed –Recommendation-Continue participation in joint/shared service ventures, and re-evaluate legislation initiative for regional redevelopment zones.

RESOLUTION 33-09
A RECYCLING TONNAGE GRANT APPLICATION

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

FINANCIAL ITEMS: Mr. Kinzler

ORDINANCE 1-09

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2009

(N.J.S.A. 40a: 4-45.14)

(IN FULL IN ORDINANCE BOOK)

The above Ordinance was read for 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 on this Ordinance, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel aye, Mr. Brown absent, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye, and Mr. Cesaretti aye.

PUBLIC HEARING ON MUNICIPAL BUDGET

Joseph Threston, 307th Street commended Council on their budget process. He believes Council did the right thing by their citizens. Mr. Threston understands that we had taken our debt service down to \$50,000.00. He asked if things work out well during the year, could an amendment to the budget be made regarding that amount, or is that number fixed. Mr. Kinzler reported that our debt levels have been going down dramatically. We have been servicing our debt at a more aggressive level than we are doing for 2009. In order to deliver the 5% reduction in our tax rate, we took the debt service down to \$50,000. Mr. Kinzler doesn't know if the year progresses better than we thought, if receipts are better than we thought and if expenses are lower than we thought, if we can overshoot that mark. Mr. Kinzler also stated that our Bond Anticipation Note will roll over in July. We won't have a good enough read on the year at that time to take that kind of a gamble.

RESOLUTION 34-09

A RESOLUTION CERTIFYING THE APPROVED BUDGET BY THE CHIEF FINANCIAL OFFICER

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

RESOLUTION 35-09

A RESOLUTION ADOPTING THE 2009 MUNICIPAL BUDGET

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

RECOMMENDATION FOR THE APPOINTMENT OF A BOND COUNSEL

Mr. Kinzler distributed detailed information on the three candidates (firms) being considered for appointment as the Borough's Bond Counsel for Council's review. They are Ron Ianoale of McManimon & Scotland, Brian Kowalski of Capehart and Scatchard and Tom Coleman of Raymond & Coleman. Mr. Kinzler stated that McManimon and Scotland have served as the Borough's Bond Counsel for many years with no problems. After a short review and discussion, it was the consensus of Council to continue with McManimon & Scotland.

RESOLUTION 36-09

A RESOLUTION AUTHORIZING THE AWARDING OF A CONTRACT FOR PROFESSIONAL SERVICES TO MCMANIMON & SCOTLAND AS BOND COUNSEL FOR THE BOROUGH OF RIVERTON FOR THE REMAINDER OF 2009 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. Kinzler, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown absent, Ms. Cairns Wells aye, Mr. Smyth abstained, Mr. Kinzler aye and Mr. Cesaretti nay.

AMENDING CHAPTER 45 regarding Cats-Mr. Gunn reported that he has received a Cat Licensing model from our Animal Control Officer. He will review this document and prepare a draft amendment to our Ordinance for Council's review and consideration at their June 10th meeting.

AMENDING CHAPTER 128-52

Ms. Cairns Wells reported that the Planning Board has reviewed this proposed Ordinance and has recommended that Council move forward with it.

ORDINANCE 4-09

AN ORDINANCE TO AMEND CHAPTER 128-52 OF THE RIVERTON BOROUGH CODE REGULATING ON AND OFF STREET PARKING AND STORAGE OF CONSTRUCTION EQUIPMENT

The above Ordinance was read by title only for the first time by Ms. Cairns Wells, who moved for its adoption. This was seconded by Mr. Kinzler. A poll vote was then taken. Dr. Daniel aye, Mr. Brown absent, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye, and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for June 10.

MEETING OPEN TO THE PUBLIC

RuthAnn Strom reported that she has been a victim of a robbery for the second time in six months in her house. This time they were home with two dogs in the gated yard. With the back door unlocked, someone slipped in and stole a digital camera and wallet out of her pocketbook. No one was ever caught. No fingerprinting was done. Ms. Strom was informed by the police the first time they were robbed that the Police Department has no detective to do fingerprinting. Ms. Strom reported that she believes the 2nd time she was robbed there were 9 car robberies in town. Five days later another robbery took place in town during the night near her home. Ms. Strom does not feel safe in her house or the neighborhood. She has seen an increase in crime in town. Ms. Strom believes that the Police Department is seriously undermanned. She believes the police presence needs

to be increased. Ms. Strom stated that she has offered her services to the Police Department to organize a Town Watch. She thinks this is needed. Ms. Strom believes the rail line has brought increased crime into town. Mr. Cesaretti believes a Town Watch is a good idea. However, he cautioned that while people are initially interested, it seems to fizzle out when they actually have to do it. Ms. Strom commented that she has been talking to people in town and she believes there is a real interest in doing this. She has researched information regarding Town Watch organizations online. You need the support of the Police Department and a member of Council to initiate it.

Ms. Strom reported that she was also informed by the Police Department that residents are using the local police number and leaving a message instead of calling 9-1-1. Mr. Cesaretti stated that if a resident feels that an issue is important and/or suspicious enough to call the police, they should call 9-1-1 and not the local number. That way the call is logged in. Ms. Strom feels that the public needs to know this. Regarding the River Line, Mr. Cesaretti stated that they have the transit police on rotation and the county has provided sheriff's deputies for increased presence.

Steve Strom reported that the first time their house was robbed information on the suspects were given to the Police Department and nothing was done. The 2nd time they were robbed the person they think committed the crime lives behind them. If the Police don't have the availability to follow up, what resources or where would he go. Mr. Cesaretti responded that they should contact him and he will follow through with the issues and concerns. Mr. Strom also reported that he was told by the Police Department that he should have locked his doors.

Scott Reed, who is a Special Officer, commented that it depends on the severity of the crime as to whether the Police Department will go to another municipality for a detective.

Mayor Martin thinks that the Police Department needs to check their messages more often. Mr. Kinzler asked if the Police Department's answering machine informs the public to call 9-1-1. Mr. Cesaretti responded yes. Mayor Martin thinks what is being said is that we do not provide enough services, and is wondering if the Police don't follow up as strongly as they should. He believes they do have the time to do it. Mayor Martin thinks that is what is being said here. Ms. Strom stated that what she has been told by the Police Department is that they do not have enough resources. Mayor Martin stated that he supports a Town Watch.

Ms. Cairns Wells stated that what she has heard is that Ms. Strom does not feel safe in her house or neighborhood. You can't put a value on that. Mr. Smyth believes the victim should have the right to have a detective brought in. Mr. Cesaretti will follow-up on the issue of why a detective was not brought in. Mr. Cesaretti commented that it might have been because the criteria was not met to do this. Mr. Reed commented that we need to do more community policing. We need to be more involved with our residents. Mr. Reed stated that we do share detectives with other municipalities. Mr. Kinzler believes this issue is one of reasons we need we need to understand exactly what the police do.

Joe Threston suggested that information be placed on the Borough's website that explains the need for residents to call 9-1-1 instead of the local police department telephone number. Mr. Threston also suggested that this information be send home with the Riverton school children. Mr. Threston inquired as to whether the Police Department used a random method to call for a detective. Mr. Cesaretti responded that he believes the

Chief has what is considered to be a call tree regarding this issue. He will discuss this issue further with Chief Norcross.

Lisa Threston suggested putting out flyers at the local businesses with this information. Some people may not have computers.

Frank Cioci, asked how soon the Town Watch can be started. Mr. Gunn stated that a resolution would need to be done first appointing the members and making them a sub-committee of our Public Safety Committee for insurance purposes. We previously did this back in 1993 when a Town Watch group was first initiated.

Mark Austin strongly opposes the operation of the IPWA or Devastation University (wrestling school) Mr. Austin doesn't feel that this seems appropriate for a Victorian town. Mr. Austin also commented that their sign looks like graffiti.

Art Palmer, an instructor of Devastation University was asked to introduce himself tonight. Mr. Palmer stated that they want to be a good neighbor. They are working to keep the noise level down. Mr. Kinzler asked what Devastation University was. Mr. Palmer responded that that is the name of the school. Mr. Palmer indicated that the present sign could be change. Ms. Cairns Wells asked if he was one of the owners. Mr. Palmer responded no. Ms. Cairns Wells asked how many students they have and the hours of operation. Mr. Palmer responded approximately 20 students and that they would be operating MW&F in the evening. Ms. Cairns Wells asked if they are discussing the possibility of having performances at this location. Mr. Palmer responded that that was a possibility, but that that would be done with permission of the Borough and Code Enforcement Officer. Mr. Smyth commented that he understands that the owners have to go before the zoning board for a use variance. Mr. Palmer responded that he understands that is the case. Mr. Smyth said there are other properties along River Road which are more industrial and might better suit this type of operation. Gunn cautioned Council **Bill Guthrie** asked if this operation could evolve into an all day operation. The response was no; they would open at 6:00pm and close at 9:00pm

Ruth Strom asked what type of wrestling it was. Mr. Palmer responded professional. Ms. Cairns Wells asked that the all the proper procedures be followed. Mr. Palmer understands that they will have to go before the Zoning Board.

SAFE ROUTES TO SCHOOLS GRANT. Mr. Smyth reported that the Borough has received funding for this project in the amount of \$23,000.00. This is for the placement of stop signs, restriping and yield signs at specific locations. We initially thought this grant fell under the jurisdiction of the New Jersey Department of Transportation. However, we recently learned that this is a federal grant that has many rigid requirements. Mr. Smyth also reported that our engineer for this project has informed us that his estimated fee for the required professional services would amount to \$6,800.00. This amounts to 30% of the grant money received. Mr. Cesaretti conferred with our engineer, who recommended that we not do this grant. Mr. Kinzler stated that something is wrong with our entire grant process, because we seem to be finding out the problems and additional engineering costs involved after we go for and receive grants. Mr. Kinzler stated that due diligence needs to be done before we apply to determine whether a particular grant is right for the Borough. Council concurred with this. It was the consensus of Council that we decline this funding and determine what the costs would be if we do it ourselves. A formal resolution is required and will be placed on next week's agenda.

NEW STORMWATER REGULATIONS Mr. Smyth reported that we have been informed of new stormwater requirements that need to be implemented. Mr. Smyth asked Public Works Manager, Scott Reed if anything needs to be done by Council tonight so we are not in any violation. Mr. Reed responded that there are several items to be addressed, including the passage of two new required ordinances. Mr. Reed reported that he has conferred with our engineer for stormwater Terry Vogt, who indicated that we could probably wait awhile to get these done. The Clerk stated that she would place the ordinances on Council's June 10th agenda for review and consideration.

UPDATE RE: CHIEF'S POSITION. Mr. Cesaretti reported that the Public Safety Committee met May 9th. This was to review the local Chief's responses to the interviews they held with two internal candidates for the Chief's position. Mr. Cesaretti is coordinating getting the Chief's together with the Public Safety Committee so that we can drill them a little deeper as to how they got to their recommendations and whether there were any negative issues they want to speak with the committee about personally.

Mr. Cesaretti reported that he has conferred with Mr. Gunn about advertising for the Chief's position. Mr. Gunn stated that the state statute talks about non civil service communities. It indicates that a promotion of any member (including police chief), should be made from the membership of the Department or force. In addition to a candidate being physically and psychologically qualified, the only requirement is that they have to be in the force for three years. Mr. Gunn stated that we would first have to determine that the present members of the Department who have applied for the position are not qualified. Mr. Gunn feels it would be premature to advertise for this position until that determination is made. Mr. Cesaretti stated that we don't want to have a grievance. Concern was raised as to how a determination of qualification could be done since none of the present members of the police force have managerial experience. Mr. Gunn stated that it becomes a subjective issue. Mr. Gunn further stated that guidance is needed from professionals who can help us make that determination. However, in the end, it will be Council's decision.

Ms. Cairns Wells thought that the state statute was basically saying that you have to give preference to someone in the Department if they meet all of the qualifications. However, she asked if that meant that until you make that determination, you can't advertise for the position? Mr. Gunn responded that you could advertise because you're not hiring anybody yet. However, Mr. Gunn cautioned that it could look like we already made our mind up. Mr. Cesaretti stated again his concern that a grievance might be filed if we did this. Mr. Gunn stated that if Council wants to advertise, they should consult with our Police Counsel for his opinion and guidance on filling the Chief's position. While it is easier to promote from within, that doesn't mean you can't go outside. Ms. Cairns Wells feels that we have the right to find the most qualified person for this position. Do we have to take someone because they are qualified, but not necessarily the most qualified? Mr. Cesaretti responded that he posed the same question to Mr. Gunn. Mr. Kinzler believes, more importantly, we should be matching what we want in the role of Chief of Police. Mr. Gunn stated that you have to go through the approved process first. Ms. Cairns Wells believes we are doing just that. She also feels we have an obligation to see if there is someone outside who could be the most qualified. Mayor Martin questioned whether the labor laws give us a chance to do that. Mr. Gunn recommended again to consult our Police Counsel on this matter. Mr. Gunn feels that we

are doing the right thing now by closely evaluating the present members of the department interested in the Chief's position. Mr. Cesaretti will contact our Police Counsel. Council will be kept informed.

PRELIMINARY AGENDA FOR MAY 13. The Clerk reviewed this with the Governing Body.

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

Mary Longbottom, RMC
Municipal Clerk

May 13, 2009

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

PRESENT: Council members Daniel (arrived at 7:46pm), Brown, Cairns Wells (arrived at 7:35pm), 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 2009 published in the Burlington County Times on December 29, 2008

(b) posting written notice on the official bulletin board on January 2, 2009

The minutes from April 1 and April 8 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, Ms. Cairns Wells absent, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

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

Mr. Brown moved that the attached reports for April be approved as submitted. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells absent, 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 April that was submitted by Chief Norcross. Vehicle Mileage 2933, Gas Used 400.07, Juvenile Arrests 2 (Assaults 0, Miscellaneous 2-shoplifting and Curfew 0), Adult Arrests 16 (Criminal Warrants 1, Criminal Summons 0, Shoplifting 5, Traffic Warrants 6, DWI 1, Other 0, Burglary 2, and DV 1) Motor Vehicle Accidents 7, Motor Vehicle Stops 51, Motor Vehicle Warnings 25, Motor Vehicle Summonses 38 (Riverton Officers 38, GD Grant 0, NJ Transit N/A, BCSD UN), Burglar Alarms 15, Assists to Other Police Departments 30, Animal Complaints 10, Fire Calls 5, Arson 0, Ambulance Calls (Riverton) 25, Unattended Deaths 0, Criminal Cases 41, Incidents 229, Domestic 2, Thefts 13, Shoplifting 5, Burglaries 10 (From Residences 1, From Vehicles 9, Other 0), Assaults 0, Sexual Assaults 0, Criminal Mischief 1, Robberies 1, Motor Vehicle Thefts 0, Miscellaneous Complaints 10, Miscellaneous Calls 460 and Total Calls 1196. Regarding the burglaries reported this month, Mr. Cesaretti reminded the public to keep their cars and homes locked. Some of the burglaries resulted from vehicles and homes being left unlocked.

Mr. Cesaretti read a report for the month of April that was submitted by Deputy Fire Chief, Robert Yearly. Fire Calls for the Month 12, Drills 3, Calls in Town 7, Calls out of Town 5.

Mr. Cesaretti read a report for the month of April that was submitted by Animal Control Office, M&R Wildlife. Three sick raccoons were taken to the shelter.

STREETS/SEWER/GRANTS/SHARED SERVICES &

ECONOMIC DEVELOPMENT.-Mr. Smyth

Mr. Smyth reported that we will be introducing a Bond Ordinance later on this evening for the 2009 Road project (Linden Avenue)

Mr. Smyth reported that there will be a shared services meeting on May 26. Coordinators from 6 counties will be presenting their ideas on what has worked and what has not regarding shared services.

Mr. Smyth reported that we had a 5.06% tax decrease in the local municipal purpose tax rate. We have submitted a press release to the Burlington County Times and the Courier Post to inform the public of this fact.

PLANNING/REDEVELOPMENT-Ms. Cairns Wells

Ms. Cairns Wells reported that the Borough's third round COAH submission for substantive certification was submitted in December.

Ms. Cairns Wells reported that work on the downtown revitalization grant continues.

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

Mr. Brown read a report for the month of April that was submitted by Court Administrator, Jackie Gleason. Total receipts for the month amounted to \$9,195.00. The total amount disbursed to Riverton amounted to \$4,156.60.

Mr. Brown announced that the Zoning Board swore in some new members at their last meeting.

Regarding Code Enforcement, Mr. Brown reported that the front lawns of both 423 Lippincott Avenue and 622 Thomas Avenue were mowed by the Public Works Department. Numerous complaints had been received. Both owners have been notified. Mr. Brown reported that our Construction Official has also cited the owner of 423 Lippincott Avenue for an unsafe structure. The chimney and portions of his slate roof are falling off. Mr. Brown reported that he has sent the owners of 108 7th Street two copies of the County's Home Improvement Program for their information. Mr. Brown reported that both our Code Enforcement Officer and Fire Marshal visited the property located at 523 Howard Street. Numerous violations were noted. The IPWA or Devastation University would like to utilize the property for sports entertainment, which is not a permitted use in the Neighborhood Business District. The Code Enforcement Officer has written the owners informing them of this finding. They have also been told that they must submit an application for a use variance. They may also decide to apply for site plan approval as part of a use application to the Zoning Board. Mr. Brown also reported that the sign has been removed from this location. Council will be kept apprised of this issue.

Mr. Brown reported that new flags have been installed at the War Memorial.

Mr. Brown reported that a follow-up letter was sent to the State Bureau of Housing Inspections. We had initially asked them to inspect all of the multiple dwellings in the Borough. Mr. Brown stated that the Supervisor has asked us to submit another copy of the property listings in question so that the results of their investigation can be forwarded to us. We were informed that the person who initially handled this had retired.

SHADE TREE/BD OF HEALTH, RECYCLING & ENVIRONMENTAL-Dr. Daniel-No Report

MEETING OPEN TO THE PUBLIC

Dave Polaneczky, 303 Main Street, who has resided in Riverton for 8 years, raised concern over problems that have transpired near his home, such as having his mailbox smashed, beer cans and bottles strewn around, finding used condoms out front of his

home, and finding houses near his property surrounded by police officers, perhaps serving warrants on the 2nd and 3rd block of Main Street.. Mr. Polaneczky has called the police on occasions and is thankful for their prompt responses to his concerns. Mr. Polaneczky believes these issues seem to be more and more prevalent this past year. Mr. Cesaretti commented that he had already spoken to Mr. Polaneczky about his concerns. Mr. Cesaretti stated that there has been an increase in out of town population coming into the Borough via the light rail. With the economy what it is now, all towns are seeing a little rise in crime. Mr. Cesaretti has met with the entire Police Department about the need for more community policing of the Borough. Mr. Cesaretti further stated that the issue of reinstating a Town Watch Committee was raised at last week's meeting by Riverton resident Ruth Strom. This issue was also discussed with the Police Department. Chief Norcross commented that Ms. Strom has indicated her willingness to head up a new town watch and start getting applications out to the public. However, before we do anything, the Chief thought that the Borough would need to pass a Resolution authorizing the reinstatement of the town watch. We initially had one back in 1993. Mr. Cesaretti commented that he believes it is a good time to have a town watch. Mr. Gunn stated that for insurance purposes, a Resolution would need to be adopted, making the members an independent subcommittee of the Borough. Mr. Gunn further stated that one thing to be aware of is that the Borough would not cover liability insurance on the member's cars. Mr. Cesaretti asked Mr. Gunn if we should wait until next month to institute this. Mr. Gunn responded yes, we would need to know who will be serving on the town watch. Mr. Gunn further stated that we could use the same rules and regulations that were utilized in 1993 and update them as necessary. The Clerk provided Ms. Strom with a copy.

The Chief stressed the fact that when residents have a concern or issue to be addressed they need to call 829-1211 which goes directly to central (dispatcher) or 9-1-1 which operates 24 hours a day. The local police number 829-1212 is not manned 24 hours a day. Stickers with this information will be ordered to be included with the new tax bills expected to be mailed during the summer. They will also be sent home with the Riverton School children.

Ruth Strom reported that all the information she has gathered from the National Town Watch Website indicates that you first have to pay a membership fee. Mr. Gunn commented that what we do locally is up to us. Ms. Strom thinks there might also be some financial output here. From what she understands, they don't want people out using their cell phones to call 911. They want people to utilize radios. Chief Norcross stated that when the original town watch disbanded, those radios were given to the Public Works Department. Mr. Smyth stated that he would find out if there are any grants available for Town Watch organizations to defray any costs. Chief Norcross commented that the initial Town Watch received donations from our residents.

Gene Bandine commented that he has gotten quick responses when he has called the dispatcher (829-1211). Mr. Bandine raised concern about the people congregating by the pizza restaurant and ice cream parlor. They make a lot of noise and do not show respect to anyone. Mr. Bandine stated that a trash can needs to be placed at this location. People just drop their trash on the pavement. Mr. Bandine also raised concern about the speeding issues when drivers are accessing Howard Street from Broad. Mr. Bandine thinks the speed limit should be 15mph the whole length of Howard Street. Mr. Bandine also

complained that large trucks making deliveries to the businesses on Howard Street block people's view of the street. This creates a hazardous situation. Mr. Bandine is also concerned about the people congregating at the gazebo. Mr. Bandine's concerns will be reviewed by the Police Department.

Gary Ford reported that the property at 407 Bank Avenue recently sold and that the new owners would be doing a lot of work to the property.

Richard Rauth asked for an update on 108 7th Street. Mr. Brown responded to what he reported earlier in the evening.

OLD BUSINESS

Mr. Gunn reported that he has received a cat licensing model code from our Animal Control Officer. Mr. Gunn commented that he would be reviewing this and would make a recommendation to Council next month about whether we should consider amending our present Ordinance (Chapter 45).

Regarding 622 Thomas Avenue, Mr. Gunn reported that we are in the process of appointing an administrator for the Estate. Before doing this, we need to have the decedent, Tilman L. Booth's heirs renunciate their rights as administrator in reference to this property. Council will be kept apprised of this issue.

Mr. Cesaretti announced that Chief Norcross' retirement party is scheduled for June 26, 2009 at Kove Catering in Edgewater Park.

At this point Dr. Daniel left the dais.

NEW BUSINESS

ORDINANCE 2-09

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

ORDINANCE 3-09

AN ORDINANCE IN THE BOROUGH OF RIVERTON AMENDING CHAPTER 22, SECTION 23 AND 29, CHAPTER 109, SECTION 10 AND CHAPTER 113, SECTION 48 AND CHAPTER 128, ATTACHMENT 2, OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR INCREASES IN VARIANCE, SITE PLAN AND SUBDIVISION FILING AND ESCROW FEES (IN FULL IN ORDINANCE BOOK)

The above Ordinance was read for the second time by title only by Ms. Cairns Wells, who moved for its adoption. This was seconded by Mr. Brown. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. **Richard Rauth** asked if these increases would impact permit fees. Ms. Cairns Wells responded no. This Ordinance addresses the application and escrow fees

for those people going before the Planning or Zoning Board. There being no further comment on this Ordinance, Mayor Martin closed this portion of the meeting to the public. At this point, Dr. Daniel returned to the dais. A poll vote was then taken. Dr. Daniel abstained, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent, and Mr. Cesaretti aye.

ORDINANCE 5-09

A BOND ORDINANCE PROVIDING FOR THE 2009 ROAD PROGRAM OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$542,000 AND AUTHORIZING THE ISSUANCE OF \$344,000 BONDS OR NOTES TO FINANCE A PORTION OF THE COST

The above Ordinance was read for the first time by title only by Mr. Smyth, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent, and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for June 10.

ORDINANCE 6-09

AN ORDINANCE APPROPRIATING \$19,250 FROM THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF A LAWNMOWER AND IMPROVEMENTS TO BOROUGH AND POLICE OFFICES FOR AND 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. Smyth, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

RESOLUTION 37-09

**A RESOLUTION TO DECLINE FUNDING FROM NJDOT FOR THE SAFE ROUTES TO SCHOOL PROGRAM
(IN FULL IN RESOLUTION BOOK)**

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

RESOLUTION 38-09

**A RESOLUTION AUTHORIZING THE REFUND OF A PROPERTY TAX OVERPAYMENT
(IN FULL IN RESOLUTION BOOK)**

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

RESOLUTION 39-09

**A RESOLUTION CANCELLING TAXES ON BLOCK 1600 LOT 12
(IN FULL IN RESOLUTION BOOK)**

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

RESOLUTION 40-09

**A RESOLUTION AUTHORIZING THE CANCELLATION OF OLD
OUTSTANDING CHECKS (PAYROLL ACCOUNT)
(IN FULL IN RESOLUTION BOOK)**

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

RESOLUTION 41-09

**A RESOLUTION AUTHORIZING THE CANCELLATION OF OLD
OUTSTANDING CHECKS (CURRENT ACCOUNT)
(IN FULL IN RESOLUTION BOOK)**

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

CORRESPONDENCE- Mr. Cesaretti stated that he would be sending a thank you letter to the Burlington County Chief's who handled the interview process of the internal candidates for the position of Chief of Police.

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

Mary Longbottom, RMC
Municipal Clerk

June 10, 2009

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

PRESENT: Council members Daniel, Brown, Cairns Wells, Smyth (arrived at 8:45pm), Kinzler (arrived at 7:40pm) 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

The minutes from May 6 and May 13 were then presented. Mr. Brown moved that these minutes be approved as submitted. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler absent and Mr. Cesaretti absent.

PLANNING/REDEVELOPMENT-Ms. Cairns Wells

ORDINANCE 4-09

AN ORDINANCE TO AMEND CHAPTER 128-52 OF THE RIVERTON BOROUGH CODE REGULATING ON AND OFF STREET PARKING AND STORAGE OF CONSTRUCTION EQUIPMENT (IN FULL IN ORDINANCE BOOK)

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

Ms. Cairns Wells reported that work on the Downtown Revitalization grant continues. Larry Waetzman of the Waetzman Group will be present at Council's July 8th meeting to brief Council and submit his firm's report.

Ms. Cairns Wells reported that the Planning Board will be considering an application from a company requesting permission to co-locate on the Cell Tower at their June 16th meeting.

MAYORAL APPOINTMENTS TO THE PLANNING BOARD

Mayor Martin reported that Planning Board member Keith Wenig has resigned. Mayor Martin announced the following Planning Board appointments: Jeff Myers will move up from serving as an alternate member to filling Mr. Wenig's unexpired term as a regular member of the Board. Mr. Myers' term will expire on December 31, 2012. Armand Bianchini moves up from Alternate No. 2 to Alternate No. 1, with his term expiring December 31, 2010. Joseph Threston is appointed to serve as Alternate No. 2 with his term expiring December 31, 2009.

ZONING/COURT/CODE ENFORCEMENT AND PARK-Mr. Brown

Mr. Brown reported that there was nothing to report regarding the Zoning Board.

Mr. Brown read a report for the month of May that was submitted by Court Administrator Jackie Gleason. The total receipts for the month amounted to \$8,309.00. The total disbursed to Riverton amounted to \$3,921.26

Regarding Code Enforcement, Mr. Brown reported that a complaint filed by Michael Heine against MaryAnn Shea has been resolved. Ms. Shea has removed the trailer in question from her property. Mr. Brown reported that our Code Enforcement Officer sent letters (both registered and by regular mail-both returned) to the Horner's at 109 Bank Avenue. This pertains to the large amount of dirt they placed on Bank Avenue. Ms. Cairns Wells asked if the Horner's have started to work on their river wall. Mr. Brown responded no. Mr. Brown reported that our Construction Official issued a stop order to the Post Office for work being done at their new location without permits. Another issue that needs to be resolved is their violation of the Fire Codes pertaining to sprinklers.

Regarding the Park, Mr. Brown reported that the Riverton Improvement Association is looking into the possibility of having a dog park installed. They are also looking at getting the nature trail cleaned up.

RESOLUTION 42-09

A RESOLUTION AUTHORIZING THE HIRING OF PARK PERSONNEL FOR THE 2009 SUMMER PROGRAM 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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye, and Mr. Cesaretti aye.

SHADE TREE/BD OF HEALTH/RECYCLING

& ENVIRONMENTAL-Dr. Daniel (No Report)

TREASURER'S, 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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

ORDINANCE 5-09

BOND ORDINANCE PROVIDING FOR THE 2009 ROAD PROGRAM OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY APPROPRIATING THE AGGREGATE AMOUNT OF \$542,000 AND AUTHORIZING THE ISSUANCE OF \$344,000 BONDS OR NOTES TO FINANCE A PORTION OF THE COST (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 Ms. Cairns Wells. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. **Scott Reed, Public Works Manager**, commented that this Ordinance was for the Linden Avenue road project. There being no further comment on this Ordinance, Mayor Martin closed this portion of the meeting to the public. A poll vote was then

taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

ORDINANCE 6-09

**ORDINANCE APPROPRIATING \$19,250 FROM THE CAPITAL
IMPROVEMENT FUND FOR THE PURCHASE OF A LAWMOWER AND
IMPROVEMENTS TO BOROUGH AND POLICE OFFICES FOR AND BY THE
BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON,
NEW JERSEY
(IN FULL IN RESOLUTION 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. Brown. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment on this Ordinance, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

RESOLUTION 43-09

**A RESOLUTION PERTAINING TO THE 2008 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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

RESOLUTION 44-09

**A RESOLUTION PERTAINING TO THE CORRECTIVE ACTION PLAN FOR
THE 2008 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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

COMMUNITY EMERGENCY RESPONSE TEAM (CERT) REQUEST. Chief Norcross reported that the Burlington County Office of Emergency Management submitted a request to Investment Justifications to purchase \$25,000.00 in equipment (additional CERT trailers) in the FY-2008 Homeland Security Grant. If successful the additional trailer(s) would be a beneficial asset to the Palmyra, Riverton & Cinnaminson area. Chief Norcross asked that Council consider doing a letter of support for this issue. After a short discussion, Mr. Brown moved that the Mayor be authorized to send a letter in support. This was seconded by Mr. Kinzler. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

PUBLIC SAFETY-Mr. Cesaretti

In Mr. Cesaretti's absence, Mr. Brown read a report for the month of May that was submitted by Chief Norcross. Vehicle Mileage 2855, Gas Used 426, Juvenile Arrests 0, Adult Arrests 9, Motor Vehicle Accidents 6, Motor Vehicle Stops 56, Motor Vehicle Warnings 27, Motor Vehicle Summons 36 (Riverton Officers 36, GD Grant 0, NJ Transit

N/A, BCSD UN), Burglar Alarms 11, Assists to Other Police Departments 40, Animal Complaints 8, Fire Calls 7, Arson 0, Ambulance Calls (Riverton) 25, Unattended Deaths 0, Criminal Cases 24, Incidents 217, Domestic 1, Thefts 3, Shoplifting 2, Burglaries 3 (From Residences 0, From Vehicles 3, and Other 0), Assaults 0, Sexual Assaults 0, Criminal Mischief 4, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 11, Miscellaneous Calls 542 and Total Calls 1,032.

RESOLUTION 45-09

A RESOLUTION AUTHORIZING THE ORGANIZATION OF A TOWN WATCH COMMITTEE IN THE BOROUGH OF RIVERTON (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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

REVIEW OF DRAFT ORDINANCE TO AMEND CHAPTER 45 (ANIMALS) Re: PROVIDING DEFINITIONS OF AN OWNER AS LISTED IN ARTICLE II. In Mr. Cesaretti's absence, it was the consensus of Council to table any review of this Ordinance until the July 8th meeting.

UPDATE: FEASIBILITY STUDY-POLICE CONSOLIDATION. It was the consensus of Council to table this until our July 8th meeting when Mr. Cesaretti will be present.

UPDATE RE: CHIEF'S POSITION-Mr. Kinzler commented that this is in process but it is not where we want it to be. Mr. Brown concurred with this.

STREETS/SEWER/GRANTS/ECONOMIC DEVELOPMENT-Mr. Smyth

The Clerk reported that Riverton was awarded a Centers of Place grant through the New Jersey Department of Transportation at the end of last year in the amount of \$90,000.00. The original scope of work for this grant application included sidewalk work to be done from Lippincott to Main, Harrison Street to Main and Lippincott from Harrison to East Broad. ADA curb ramps are also included. The Clerk reported that a municipal match (10% engineering design, specs bid/award, admin etc.) is a requirement to this grant. Council then reviewed the proposal for this work submitted by Alaimo Associates. They are estimating that the municipal match will be \$8,180.00. Concern was raised that while the grant allocation was placed in our budget for this year, the municipal match estimated costs were not included in this year's engineering line item. After a short discussion, it was the consensus of Council that a determination be made as to whether we can hold off on this project until early in 2010. Council will be kept informed.

RESOLUTION 46-09

A RESOLUTION AUTHORIZING REMINGTON, VERNICK & ARANGO TO PROVIDE MUNICIPAL STORMWATER MANAGEMENT CONSULTING SERVICES IN CONNECTION WITH THE BOROUGH'S MS4 PERMIT OBLIGATIONS (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. Kinzler. A poll vote was then taken. Dr. Daniel

aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti absent.

MEETING OPEN TO THE PUBLIC

Gene Bandine asked that a flag be placed at the apex at Broad & Main. Mr. Bandine would also like to see this flag pole painted. Mr. Bandine was informed that that was private property and permission would have to be obtained from the owner. Mr. Bandine expressed concern that the sidewalk between Lippincott and Church Lane on Broad Street is deteriorating and is a hazardous situation. Mr. Smyth responded that this location will be addressed when we do the Centers of Place grant project.

OLD BUSINESS

ORDINANCE 7-09

AN ORDINANCE TO RELEASE, VACATE AND EXTINGUISH ANY AND ALL PUBLIC RIGHTS IN A PORTION OF MAIN STREET BETWEEN THE NORTHERLY LINE OF BANK AVENUE AND THE RIVER WALL AT THE EDGE OF THE DELAWARE RIVER IN THE BOROUGH OF RIVERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY

The above Ordinance was read by title only for the first time by Ms. Cairns Wells, who moved for its adoption. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent. Second reading and a public hearing on this ordinance is scheduled for July 8th.

NEW BUSINESS

CORRESPONDENCE

Mayor Martin read a letter from Christ Church thanking the Governing Body for sending a letter in support of their preservation planning grant application.

RESOLUTION 47-09

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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent. It should be noted that a personnel matter concerning Council will be discussed.

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

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

Mary Longbottom, RMC
Municipal Clerk

July 8, 2009

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

PRESENT: Council members Brown, Cairns Wells, Smyth and Solicitor Bruce M. Gunn

ABSENT: Council members Daniel and 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

At this time Mayor Martin read the attached letter from Ron Cesaretti informing Council that he resigned from Borough Council effective July 1, 2009. Mr. Brown made a motion to accept Mr. Cesaretti's resignation. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, and Mr. Kinzler absent. Mayor Martin thanked Mr. Cesaretti for his nine years of service as a member of Borough Council. Mayor Martin stated that Mr. Cesaretti would be publicly recognized at Council's August 12th meeting.

Mayor Martin then read the attached letter from the Riverton Republican Committee. This letter nominates the following candidates for Council's consideration as a replacement for Mr. Cesaretti. The names submitted are: Jeff Myers, Fred DeVece and Joe Katella. A discussion then ensued regarding the candidates. Solicitor Gunn informed Council that this appointment would only be until the end of this year. Mr. Gunn explained that because the vacancy occurred before September, the rest of Mr. Cesaretti's unexpired term (December 31, 2010) must be filled at the next general election.

RESOLUTION 47-09

A RESOLUTION TO APPOINT JEFF MYERS TO FILL THE BOROUGH COUNCIL VACANCY CREATED BY THE RESIGNATION OF RON CESARETTI (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 absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, and Mr. Kinzler absent.

The Oath of Office was then administered to Jeff Myers as a member of the Borough Council by Solicitor Bruce M. Gunn

COUNCIL COMMITTEE RE-ASSIGNMENTS

Mayor Martin submitted the following suggested changes for the rest of the year: Under Public Safety, Mr. Brown becomes the Chair and Director of Public Safety. Mr. Smyth will now serve on this committee, under Public Works/Sewer, Mr. Myers will now serve on this committee, Park & Recreation will now be a separate committee with Mr. Myers serving as the Chair, Zoning & Code Enforcement will now become a separate committee with Mr. Myers serving on it. Ms. Cairns Wells will take Mr. Brown's place as the Liaison to the 4th of July Committee.

Ms. Cairns Wells moved that these committee re-assignments be approved. This was seconded by Mr. Brown, with all present voting in the affirmative.

Ms. Cairns Wells moved that the open and closed session minutes from July 8th be approved as submitted. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

PLANNING/SCHOOL/REDEVELOPMENT-Ms. Cairns Wells

Downtown Revitalization Grant Study-Larry Waetzman of the Waetzman Group and Jim Prost of Basile, Bauman, Prost, Cole & Associates present

Mr. Waetzman stated that a “draft” report was prepared by his firm and distributed to Council and the grant’s study team in June. Mr. Waetzman also distributed a handout on the suggested strategies to improve Riverton. Mr. Waetzman commented that Riverton had received grant money for this study from the Delaware Valley Regional Planning Commission (DVRPC).

Mr. Waetzman commented that Riverton is a wonderful community. The DVRPC has named Riverton a Classic Town. Mr. Waetzman stated that the downtown location, which was the study area, consists of the Neighborhood Business and the General Business districts. Both of these districts are almost fully developed, with the exception of the National Casein open parcel. If redeveloped, Mr. Waetzman urged Council to maintain the character of the Borough.

Mr. Waetzman stated that the problem is that the Borough is geographically isolated, from a marketing standpoint, because it is wedged between the river and Route 130. Even though a number of successful events have been held in the Borough (Victorian Day, Treasure Day and the Regatta) that bring many people into town, most people don’t know that Riverton is here. Mr. Waetzman explained that there aren’t a lot of retail activities to bring people here on a continual basis. Mr. Waetzman understands that these activities require a lot volunteerism and people do get burnt out. However, Mr. Waetzman stated that the Borough has developed a reputation as a place for interesting restaurant options.

Mr. Waetzman reported that Riverton’s population is so small that we would not qualify for the New Jersey Main Street program (requires a population of at least 4,000.). If we were qualified, professionals could be hired to do some of this leg work for us. Mr. Waetzman commented that Riverton is a dry community, which presents both pros and cons. A national chain restaurant would not be interested in coming here without a liquor license. On the other hand many restaurants have been successful with the BYOB concept.

Mr. Waetzman commented that there are many interesting buildings in the Borough that are either on the market or will be soon. These include the Beneficial Bank building on Main Street and the Post Office. The Post Office is a big open space and could be utilized as a restaurant or possibly as an architect’s studio. Both of these buildings have great parking. However, Mr. Waetzman commented that despite perceptions to the contrary, there really is no need for additional parking downtown. All he really thinks is necessary is better signage and identification.

Mr. Waetzman reported that a visioning session was held at the school in March to get public feedback on revitalization of the downtown area. About 18 people turned out. They found that people want some additional restaurants and services in town but by and large they are open to revitalization. They also found that people are generally pleased with the plaza at Broad & Main Street and equate it as a symbol of the Borough.

A strong affinity to the RiverLine was stressed, but most of people attending the visioning session do not use it. Mr. Waetzman noted that he has observed that most of the trains are full with riders.

Regarding Transportation Planning Issues, some suggestions would be to work with the County on Broad & Main Street issues, improve bicycle safety, maintain walkability throughout the Borough and control the use of key parking lots with time limits. Community consensus should be sought first and grants could possibly be obtained for these suggestions.

Strategies for the future include maintaining Riverton's character, to encourage mixed uses in the downtown, concentrate on "niche" businesses, (such as B&B's, artists studios, antique shops, more restaurants, etc.), coordinate marketing efforts with Palmyra and the East Riverton portion of Cinnaminson (Designated a Town Center in the State plan), advertise River Line link, provide more special events such as a Third Friday concept, adopt a family of way-finding signs, accent lighting and flowers to enhance the downtown, etc. The availability of grant funding for many improvements will be listed in their final report. Ms. Cairns Wells asked what a Designated Town Center means. Mr. Waetzman responded that the State has a Development and Redevelopment Plan. They have divided the State into areas, with Riverton being in Area Number 1, which is the metropolitan planning area. This means this is where the utilities are, this is where the infrastructure is. This is where the State would like to focus on new development because they want to avoid sprawl. The State has designated centers and the centers are areas of cohesive economic activity. Mr. Waetzman reported that Riverton's center designation will expire at the end of 2010.

Mr. Prost commented that his group does a lot of transit oriented development. He believes there is great opportunity here. Mr. Prost did acknowledge that a lot of it falls under the Main Street umbrella, such as signage, events, banners, etc. Mr. Prost thinks that Riverton is doing well in the restaurant area and fairly well in the service industries. Mr. Prost believes that Riverton needs to develop a specialty niche. Ms. Cairns Wells asked what the Main Street program is. Mr. Waetzman responded that the Main Street program (called Main Street New Jersey) operates out of the Department of Community Affairs. They have an arbitrary cut-off of a population of 4,000 to meet the qualifications. If qualified, this program would fund the person who would become the Main Street Manager. This person would go out and try to recruit businesses and organize events. Mr. Waetzman explained that they generally have a sliding scale whereby they would like you to take over the payment of that position over a period of three or four years.

Mr. Smyth commented that we work closely with the County's Economic Development Department. They have been forwarding information to us regarding potential business leads. We then forward that information onto key realtors and the President of the Riverton Business and Civic Association. We also sit on the River Route Advisory Committee, which includes 12 river towns. Information is given out and shared at these meetings. Mr. Smyth reported that the County Chamber of Commerce is scheduling a big event in September to showcase the municipalities in the County that have downtowns.

Mayor Martin commented that he is not sure we want to be a tourist destination. We do, however, want to fill our commercial space.

Ms. Cairns Wells commented that we don't want to be inundated with people on the weekends. We would like to have retail that the community will support.

Mr. Brown asked what type of incentives could be used to draw businesses into town. Mr. Waetzman responded that marketing is key to showcasing the opportunities here. Mr. Brown asked if a business tax rebate is something we should consider. Mr. Waetzman responded that Council would have to seek advice from their Solicitor on this issue.

Mayor Martin raised concern about the mixed use issue in the downtown area. His opinion is that we should get away from that. Mr. Prost commented that it becomes a quality issue and not a quantity issue. Mr. Prost believes that if there is quality development in a mixed use, he thinks this is fine. If it is cheap apartments above a store, it is a different element. Mr. Prost believes there is a strong interest to being near a transit station and being able to walk everywhere.

Mr. Waetzman asked if Council feels that if what has been submitted is basically on the right track, a final report will be made with comments included. Ms. Cairns Wells responded that she also wanted to confer with Gary Ford about any issues. Mr. Waetzman asked that any comments to be included in the final report be e-mailed to him as soon as possible.

Gene Bandine commented that he liked a lot of what was discussed here tonight. He feels the plaza area is dormant. He suggested having choirs perform or providing bicycle training at this location.

Joe Augustyn commented on the Town Center Designation issue. Mr. Augustyn stated that there is a large housing development directly across from the Cinnaminson train station on River Road. Mr. Augustyn suggested having a sidewalk installed (with grant money) that would extend from that location all the way down to Riverton. People from that housing development could either bike or walk down to the Borough and patronize our shops and restaurants.

For Public Hearing on the Borough's Community Development Block Grant Application Re: ADA required access for elections at the Riverton Public School Gymnasium-Joe Augustyn of Alaimo Associates present

It should be noted that notice of this public hearing was advertised in the Burlington County Times on June 28, 2009.

Mr. Augustyn reported that this proposed project is estimated to cost \$43,440.00. We will be installing a ramp at the entrance to the school's gymnasium, primarily for voter access to the Borough's only polling place. Mr. Augustyn stated that this is a requirement from the State and County Boards of Elections. Mr. Augustyn reported that Karen Trommelen of the Community Development Office has indicated that they would be trying to get this application in under the 2008 monies. Ms. Trommelen had informed Mr. Augustyn that the Borough would receive formal notification as to whether the Borough would receive the grant money by September. Mr. Augustyn reported that Ms. Trommelen asked if this project could be completed by the end of this year. Mr. Augustyn responded that he did not think this would be a good idea. He had raised concern about the possibility of pouring concrete during the colder months. Ms. Trommelen suggested that an extension could be made until May of 2010. Mr. Augustyn responded that that would be more reasonable.

Mr. Augustyn reviewed the submitted photos of this project with Council and the public. Ms. Cairns Wells reported that the school is on board with the project. Ms. Cairns Wells reported that while the school already has a handicapped entrance to their building on Cinnaminson Street, it is too far away from the polling place. The County Board of Elections has been citing the Borough over a number of years to rectify this situation and make the entrance to the Borough's polling place (gymnasium) handicapped accessible. Ms. Cairns Wells stated that the school board is aware that once this project is completed, all elections must be held in the gymnasium and not at another location in the school (media center).

Scott Reed, Public Works Manager, asked if we would get the grant monies in December. Mr. Augustyn responded no. An announcement will be made in September as to whether this project will be funded. We would then have until May of 2010 to complete this project.

FINANCIAL ITEMS: Mr. Smyth

TREASURER'S FINANCE REPORT & BILL LIST FOR APPROVAL

In Mr. Kinzler's absence, Mr. Smyth moved that the attached reports for the month of June be approved as submitted. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

RESOLUTION 48-09

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF A NEW PARK LAWNMOWER IN THE AMOUNT OF \$13,250.00 FROM CHERRY VALLEY TRACTOR EQUIPMENT OF EVESHAM, NEW JERSEY
(IN FULL IN RESOLUTION BOOK)**

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

RESOLUTION 49-09

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF NEW CARPETING FOR THE BOROUGH OFFICES AND THE POLICE DEPARTMENT IN THE AMOUNT OF \$6,000.00 FROM CANNON CARPETS OF PALMYRA, 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. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

UPDATE: BOND ANTICIPATION NOTE-CERTIFICATE OF DETERMINATION AND AWARD Treasurer, Betty Boyle announced that the interest rate per annum on this note is 2.5% and the Place of Payment is Beneficial Bank, Riverton, New Jersey.

PUBLIC SAFETY-Mr. Brown

Mr. Brown read a report for the month of June that was submitted by Patrolman Kirk. Vehicle Mileage 2082, Gas Used 353.8, Juvenile Arrests 1 (Theft 1) Adult Arrests 5 (Criminal Warrants 3, DWI 1 & Burglary 1), Motor Vehicle Accidents 6, Motor Vehicle Stops 39, Motor Vehicle Warnings 18, Motor Vehicle Summonses 42

(Riverton Officers 39 & BCSD 3), Burglar Alarms 20, Assists to Other Police Departments 34, Animal Complaints 15, Fire Calls 7, Arson 0, Ambulance Calls (Riverton) 18, Unattended Deaths 0, Criminal Cases 20, Incidents 232, Domestic 1, Thefts 7, Shoplifting 0, Burglaries 5 (From Vehicles 3, Other 2), Assaults 0, Sexual Assaults 0, Criminal Mischief 5, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Calls 449 and Total calls 362.

Mr. Brown read a report for the month of June that was submitted by Deputy Fire Chief Robert Yearly. There were 23 fire calls for the month, 3 drills, 10 calls in town and 13 calls out of town.

Mr. Brown read a report for the month of June that was submitted by Animal Control Officer, M&R Wildlife. A stray cat was taken to the shelter and a dead goose and a dead opossum was removed.

REVIEW OF DRAFT ORDINANCE AMENDING CHAPTER 45 TO PROVIDE FOR ADDITIONAL DEFINITIONS OF AN OWNER IN ARTICLE II. Mr. Gunn suggested tabling this Ordinance discussion once again until Council's August 12th meeting. Mr. Gunn explained that he is researching some other issues regarding this Chapter that might call for additional amendments. Council agreed to table this discussion until next month.

TOWN WATCH UPDATE: Mr. Brown announced that the formation of the new committee is progressing and that the statutes and rules are being reviewed. Council will be kept informed.

UPDATE RE: FEASIBILITY POLICE CONSOLIDATION STUDY. Mr. Brown reported that he would be meeting with a representative of the company (Patriot) contracted to do this study next Monday, July 13th at 7:30pm in Borough Hall to review the process involved.

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

Mr. Brown read a report for the month of June that was submitted by Court Administrator Jackie Gleason. The total receipts received amounted to \$8,175.24. The total disbursed to Riverton amounted to \$3,555.00.

Regarding Code Enforcement, Mr. Brown asked Mr. Gunn for an update on 108 7th Street and 622 Thomas Avenue. Mr. Gunn reported that another letter was hand delivered to the owner of 108 7th Street. This letter refers to the accumulated fines on this property assessed by our Construction Official for failure to comply with the prior order to repair the unsafe structure. The letter gives the property owner ten days to contact our Construction Official to avoid further legal action. Regarding 622 Thomas Avenue, Mr. Gunn reported that he is still working on getting the heirs to this estate to renunciate their rights as administrators in reference to this property. Five of the seven heirs have signed off. Once all have done this, we can appoint an administrator for the Estate.

Mr. Brown announced that he has heard that there might be a potential buyer for the deteriorating property located at 423 Lippincott, but nothing has been formalized.

STREETS/SEWER/GRANTS/ECONOMIC DEVELOPMENT/

SHARED SERVICES-Mr. Smyth

UPDATE RE: CENTERS OF PLACE GRANT. Mr. Smyth reported that we have written notification from the New Jersey Department of Transportation that we must

award a contract for this project no later than September 11, 2010. Mr. Smyth stated that given this information, Council will be able to place the engineering costs for this project (estimated at \$8,180.00) in next year's budget.

RESOLUTION 50-09

A RESOLUTION AUTHORIZING LAND ENGINEERING TO PREPARE THE DESIGN SPECIFICATIONS, BID PACKAGE AND ADVERTISEMENT FOR THE 2009 ROAD PROGRAM (LINDEN AVENUE) (IN FULL IN RESOLUTION BOOK)

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

SHADE TREE/BD OF HEALTH/RECYCLING/

ENVIRONMENTAL-Dr. Daniel-No Report

MEETING OPEN TO THE PUBLIC

Gene Bandine asked if Council knew when the Bridge Commission would be bidding the project to upgrade the Borough's pocket park at Bank & Linden. Mr. Smyth responded that we are still awaiting notification about this.

Robert Norcross publicly thanked everybody from the Borough who attended his recent retirement dinner. Mr. Norcross expressed his sincere appreciation.

Betty Boyle Treasurer reported that we are still in a holding pattern before we receive authorization to begin processing the new tax bills. She asked if Council wanted to include anything with the bills. Mr. Smyth suggested doing a letter to inform our property owners of the 5% reduction in the local municipal purpose tax. Mr. Smyth stated that he would prepare a draft letter for Council's review.

Frank Cioci, a realtor, commented that he is not aware that 423 Lippincott has been placed on the market for sale.

Scott Reed, Public Works Manager, asked if something could be done about the piles of dirt some riverbank owners have placed on the river wall side of Bank Avenue. Mr. Gunn stated that he would review Chapter 52 of the Borough Code with our Code Enforcement Officer to determine what action the Borough might be able to take.

OLD BUSINESS

ORDINANCE 7-09

AN ORDINANCE TO RELEASE, VACATE AND EXTINGUISH ANY AND ALL PUBLIC RIGHTS IN A PORTION OF MAIN STREET BETWEEN THE NORTHERLY LINE OF BANK AVENUE AND THE RIVER WALL AT THE EDGE OF THE DELAWARE RIVER IN THE BOROUGH OF RIVERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY (IN FULL IN ORDINANCE BOOK)

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

NEW BUSINESS-NONE PRESENTED

CORRESPONDENCE-NONE PRESENTED

RESOLUTION 51-09

**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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye. It should be noted that personnel-police issues would be discussed.

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

ORDINANCE 8-09

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 26-16 OF THE
RIVERTON BOROUGH CODE TO DELINEATE DUTIES, RESPONSIBILITIES
AND QUALIFICATIONS OF THE CHIEF OF POLICE**

The above Ordinance was read by title only for the first time by Mr. Brown, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye. Second reading and a public hearing on this Ordinance is scheduled for August 12.

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

Mary Longbottom, RMC
Municipal Clerk

August 12, 2009

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

PRESENT: Council members Brown, Cairns Wells, Smyth, Kinzler, Myers, 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

Mr. Brown moved that the open and closed session minutes from July 8th be approved as submitted. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler abstained, and Mr. Myers aye.

PRESENTATION BY MAYOR MARTIN TO FORMER COUNCILMAN RON CESARETTI

Mayor Martin publicly acknowledged Mr. Cesaretti's service as a member of Borough Council from July 13, 2000 until July 1, 2009. Mr. Cesaretti was not in attendance.

DISCUSSION: RECOMMENDED SAFETY CHANGES REGARDING NEXT YEAR'S DOWNHILL RACE-TRACEY FOEDISCH AND JOSEPH ZANESKI OF THE 4TH OF JULY COMMITTEE PRESENT

Mrs. Foedisch stated that she was sure everyone knew that three children were injured (one severely) during the downhill race this year. Mrs. Foedisch explained that the 4th of July Committee wants to avoid accidents in the future. They established a committee and met in an effort to see how this race could be improved. They prepared a proposal of changes that they want to review with Council. Copies were distributed to Council and is on file with the Municipal Clerk. Mr. Gunn commented that we are trying to be pro-active in ways to better improve this event. He cautioned to keep this discussion in very generic terms because this discussion has nothing to do with the incident. We should not reference any issues from the past.

Mr. Zaneski reviewed the following proposals: **Good Neighbor Letter:** Do not include registration form for the downhill race. Instead, provide a number to call for more information. Mail or email the registration materials with detailed info, increase age from 3 to 5 years to participate; **Race Day:** Block off roads at 1:30, 2:00 inspection of vehicles done by a police officer and committee person, 2:15, police officer and committee members speak with parents, 2:15 drivers walk the course to get used to the crowds, see the track, have the finish line process explained to them and have safety emphasized by "bottom of the hill" team members, **Physical Layout suggestions/Proposed changes:** Snow fence (Not expensive) installed from Midway to below 7th Street on both sides. Ms. Cairns Wells suggested that the fence be placed further above Midway because people gather along that area. There is a possibility of hay bales being placed down both sides from Midway to below 7th (may be very costly but

will be investigated), hay bales possibly placed at the bottom of hill for last resort stopping, move starting line down the hill further to reduce speed, more committee members in green vests to patrol hill to keep crowd back, particularly at cross streets, need at least 4 police officers-1 and the top of the hill, 1 at midway, 2 at the bottom of the hill, **After the race:** Prizes are given out at the top of the hill, barricades are removed after crowds have left and all cleanup done and determined by the race committee. Mr. Zaneski stated that more volunteers are needed at Midway and 7th to keep people behind the barriers. Ms. Cairns Wells stated that another suggestion from the committee would be to have a better sound system to announce the race. Mr. Brown recommended that this whole proposal should be reviewed by someone from the underwriting department of our insurance company.

Mrs. Foedisch commented that it currently costs \$7.00 a bale of hay. We would need 350' on each side of the street. One hay truck carries 120 bales. We might be able to swing a deal with a farmer who is willing to take it all back for half of what we pay for it as long as it doesn't get rained on. The consensus of Council was that they liked this proposal. Council also acknowledged the need for many more volunteers to help.

Mr. Kinzler asked if all the property owners along the race route are okay with the people behind the snow fence near their property. Mr. Zaneski responded the with the exception of one property owner, all are okay with this and support this 100%.

Ms. Cairns Wells suggested that we revisit this proposal in the spring when the plan is more refined and additional volunteers are brought on board.

Mayor Martin brought up the safety issue regarding the grease pole. Mr. Zaneski stated that more volunteers are needed to act as catchers. Public Works Manager, Scott Reed suggested placing a pile of mulch around the pole. Council thought this was a very good suggestion.

Mayor Martin also asked if more could be done to stress safety during the parade itself. Mr. Reed stated that the only problem he sees is when candy is thrown during the parade route. More should be done to keep the candy throwing as close to the curb as possible, to prevent the children from running into the streets.

Mrs. Foedisch stated that many of the items listed in the proposal could be incorporated in the 4th of July booklet distributed to all residents. Ms. Cairns Wells suggested placing this information on the Borough's website to reach a larger number of people. Ms. Foedisch asked if the 4th of July Committee can progress in planning for next year's event including the suggested changes presented. Ms. Cairns Wells and Mr. Brown cautioned that before the Dear Neighbor letter goes out next spring, representatives of the committee should come before Council to provide assurance that everything is progressing as it should. Ms. Foedisch asked what she should say if people inquire as to whether there will be a downhill race next year. The response is that we expect to.

FINANCIAL ITEMS: Mr. Kinzler

TREASURER'S/FINANCE REPORT & BILL LIST FOR APPROVAL

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

2009 BUDGET UPDATES

Mr. Kinzler reported that we are doing well regarding the budget. Mr. Kinzler reviewed a few line items with Council, in particular the computer hardware/software issues for both the Police Department and Borough Offices. Mr. Kinzler reported that a new contract for these services was signed in June which should see a cost savings to the Borough. Mr. Kinzler stated that maintenance issues are still a concern. There was an unforeseen major sewer issue at Thomas and Park that had to be remedied. Mr. Smyth commented that he has been getting unsolicited feedback thanking Council for the 5% tax cut.

COMMITTEE REPORTS

PUBLIC SAFETY/ZONING/CODE ENFORCEMENT/COURT-Mr. Brown

Mr. Brown read a report for the month of July that was submitted by Court Administrator, Jackie Gleason. Total receipts for the month amounted to \$6,087.00. The total amount disbursed to Riverton was \$3,033.45.

Mr. Brown read a report for the month of July that was submitted by Deputy Fire Chief Robert Yearly. Fire Calls for the month 14, Drills 3, Calls in Town 5 and Calls out of Town were 9

Mr. Brown read a report for the month of July that was submitted by Officer in Charge, Matt Kirk. Vehicle Mileage 1894, Gas Used N/A, Juvenile Arrests 0, Adult Arrests 5 (Criminal Warrant 1, Criminal Summons 2 and Contempt 2), Breakdown of Arrests-Shoplifting 2, Traffic Warrant 1, DWI 0, Other 1, Burglary 1, Motor Vehicle Accidents 4, Motor Vehicle Stops 34, Motor Vehicle Warnings 20, Motor Vehicle Summonses 13 (Riverton Officers 13) Burglar Alarms 15, Assists to Other Police Departments 41, Animal Complaints 15, Fire Calls 6, Arson 0, Ambulance Calls (Riverton) 17, Unattended Deaths 0, Criminal Cases 23, Incidents 297, Domestic 0, Thefts 8, Shoplifting 4, Burglaries 2, (From Residences 1 Other 1) Assaults 0, Sexual Assaults 1 (Adult 1), Criminal Mischief 5, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Calls 393, and Total Calls Dispatched 438.

Mr. Brown reported that the Public Safety Committee will be meeting with Officer's Kirk and Willis every two weeks to review departmental issues. Both officers have expressed concern that the department does not have a Chief. Mr. Brown stated that right now the department is working, overtime is being kept at a minimum and that Council does not want to jump into anything.

Mr. Brown reported that we have advertised for a new Police Officer and Special Officer. We received numerous resumes. Mr. Brown stated that the priority will be to fill the Special Officer slot. Mr. Brown wants to meet with the Public Safety Committee to review resumes and determine a time when interviews can take place.

Mr. Brown reported that the committee needs to discuss equipment issues for the department, in particular, vests. Fire arms that are carried by the officers are in good shape.

Mr. Brown reported that representatives from Patriot Consulting (firm doing the police consolidation feasibility study) have not gotten in touch with our department to determine when they will meet. Mr. Brown does not know what the delay is. He will contact the firm.

Mr. Brown asked if the Sheriff's Department is still coming into Riverton once a week to patrol. Officer Willis responded that it is at their discretion. Mr. Brown

announced that CVS still has a retail theft issue and that people are still skateboarding at this location.

Mr. Smyth reported that he has received a complaint from a resident at 5th & Fulton Streets concerning all of the trash and broken bottles being left at this location. This issue needs to be addressed.

Mr. Brown reported that the Police Department is doing an inventory of equipment in headquarters and the storage area.

Mr. Brown reported that he has received a vehicle maintenance report which will be reviewed with his committee.

Regarding Code Enforcement issues, Mr. Brown reported that 423 Lippincott has been sold. Mr. Brown asked the Solicitor to give an update on 622 Thomas Avenue. Mr. Gunn reported that we are getting ready to have Harry Richman appointed as the administrator of this property. We should then get a monetary judgment in favor of the Borough. Regarding 108 7th Street, Mr. Brown reported that work is being done but the owners never got the required permits. Mr. Brown reported that our Construction Official is still requiring that the owner submit a letter from an engineer and/or architect stating that the structure has been examined. Mr. Brown stated that fines are still accruing on this property. Regarding 523 Howard Street (Devastation University), Mr. Brown reported that no site plan application has been filed. The Clerk reported that they have submitted the required fees to go before the Zoning Board for a use variance. Mr. Brown reported that there is a poison ivy issue at 410 Main Street which is being addressed.

STREETS/SEWER/SHARED SERVICES/ECONOMIC

DEVELOPMENT-Mr. Smyth

Mr. Smyth reported that he will be attending the Riverton Route Advisory committee meeting on August 20, 2009. It will be held in Riverton at Riverline Realty at 7:00pm.

Mr. Smyth reported that the Burlington County Chamber of Commerce has offered Riverton a complimentary Municipal Membership. Mr. Smyth stated that he would be filling the application out

PLANNING/REDEVELOPMENT/SCHOOL-Ms. Cairns Wells

Ms. Cairns Wells reported that we received notification from Karen Trommelen of the Community Development Block Grant Department that the Freeholder's have approved our request for funding to install a handicapped accessible ramp at the school for election purposes. Ms. Trommelen has begun the process of satisfying all the other regulatory concerns before the project can formally be started.

Ms. Cairns Wells reported that representatives from the Borough (herself, Municipal Housing Liaison Muriel Alls-Moffatt, Planner Tamera Lee, and Planning Board Solicitor Tom Coleman) would be meeting with COAH representatives on Thursday to review possible suggestions and plans for the Borough's COAH obligations. Council will be kept informed.

Ms. Cairns Wells reported that one outstanding escrow account for a previous Planning Board site plan application has been resolved and payment was made. Ms. Cairns Wells commented that with the new escrow fee ordinance in place, which incorporates the requirement that an escrow agreement to be signed by an applicant, many of these ongoing escrow problems should be resolved.

MAYORAL APPOINTMENTS TO THE PLANNING BOARD

Mayor Martin announced the following appointments:

Armand Bianchini becomes a regular member filling the unexpired term of Jeff Myers (12/31/12), Joseph Threston will move up to Alternate No. 1 filling the unexpired term of Armand Bianchini (12/31/10) and Cheryl Progin would be appointed to serve as Alternate No 2 filling the unexpired term of Mr. Threston (12/31/09). Mayor Martin further announced that Joseph Threston would serve as the Planning Board representative to the Environmental Commission.

PARK & RECREATION-Mr. Myers

Mr. Myers reported that we are looking into possibly obtaining some grant money for the park improvements. Mr. Smyth reported that we are still waiting to hear from Congressman Andrews' office about the stimulus application we made for potential grant money for park upgrades. Mr. Reed suggested that if we don't get any grant money, we should look at bonding some money for these improvements. Council took that suggestion under advisement

SHADE TREE/BD.OF HEALTH/RECYCLING/

ENVIRONMENTAL-Dr. Daniel-No Report

MEETING OPEN TO THE PUBLIC

Michael Heine commended the Shade Tree Commission for all of their efforts. Mr. Heine informed Council that a street sign at Carriage House and Morgan Avenue is missing and should be replaced. Mr. Heine understands from the Court Report that net revenue out of the municipal court was approximately \$3,000.00 this month. Mr. Heine asked what the Court's average net was when it was conducted in Riverton. The Mayor responded zero. Mr. Kinzler commented that the Court receipt information received is not the net of what the expenses are. Mr. Heine asked if the Borough had shopped around regarding the rate for our Bond Anticipation note renewal. Mr. Kinzler responded that we do that every year. Regarding the recent bicycle thefts in town, Mr. Heine inquired how deep into the properties people are going. Patrolman Willis responded into resident's yards and/or unlocked garages. Mr. Heine stated that there appears to be about 25 yards of fill dumped at the corner of Bank and Thomas Avenue, which has been at this location a long time. Mayor Martin stated that the owner has been cited for this as have other property owners along this road who have done the same thing. Mayor Martin stated that the owner of 109 Bank Avenue is getting very close to building his wall.

OLD BUSINESS

Mr. Gunn reported that developer Jim Brandenberger received written engineering approval for a CO for the bank project at the Shoppes at Riverton. Mr. Brandenberger has asked for a release of the remaining funds and to also obtain the required maintenance bond, the amount to be determined by the engineer. Mr. Gunn reported that we will need to approve the maintenance bond when we get the amount from the engineer. Since we have not received anything in writing from the Engineer, Mr. Gunn recommended that we wait until next month's meeting to resolve this issue. Mr. Gunn stated that we should also look at any outstanding escrow amounts Mr. Brandenberger might have for the initial site plan application and the additional application made for the installation of solar panels at the bank location. Council concurred with this.

NEW BUSINESS

ORDINANCE 8-09

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 26-16 OF THE RIVERTON BOROUGH CODE TO DELINEATE DUTIES, RESPONSIBILITIES AND QUALIFICATIONS OF THE CHIEF OF POLICE (IN FULL IN ORDINANCE BOOK)

The above Ordinance was read for the second time by title only by Mr. Brown, who moved for its adoption. This was seconded by Ms. Cairns Wells. 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

CORRESPONDENCE-There was no correspondence presented at this time.

STOP SIGN ISSUE . Mr. Brown stated that he understands that we no longer need approval from the Department of Transportation for the placement of stop signs on our local roads. With this information, Mr. Brown asked Council to discuss the possibility, once again, of the placement of stop signs at various locations in the Borough. Mr. Gunn informed Council that before any stop signs can be installed an ordinance is required. In addition, our Engineer has to certify and sign off on the suggested locations. This might require traffic surveys to be done. After some discussion, it was the consensus that stop signs be placed at the following locations: two way stop signs along Carriage House Lane and to make the intersections at 4th & Lippincott, 4th & Thomas and 8th & Cedar four way stop intersections. Mr. Brown also recommended that we stripe the pedestrian crosswalk at the playground. Council concurred with this.

TAX SALE UPDATE

Treasurer Betty Boyle announced that our tax sale is scheduled for September 17th.

RESOLUTION 52-09

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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye. It should be noted that Personnel (Police Issue) and a potential Litigation item will be discussed.

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

RESOLUTION 53-09

A RESOLUTION EXTENDING THE PROBATIONARY STATUS OF PATROLMAN JOSEPH STEINMAN (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 absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

There being not further business to discuss, Mr. Brown moved that the meeting be adjourned. This was seconded by Ms. Cairns Wells, with all present voting in the affirmative.

Mary Longbottom, RMC
Municipal Clerk

September 9, 2009

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

PRESENT: Council members Daniel, Brown, Cairns Wells, Smyth, Kinzler (arrived at 7:35pm) Myers 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

Mayor Martin announced that the Borough would publicly recognize Edward Smyth at the Zoning Board's meeting on September 17th at 7:30pm. Mr. Smyth served on our Zoning Board of Adjustment for over thirty years. Mr. Smyth's family is scheduled to be in attendance.

PRESENTATION BY JOSEPH SARDOS REGARDING HIS PROPOSED EAGLE SCOUT SERVICE PROJECT

Mr. Myers stated that Mr. Sardos would like to do some volunteer work to upgrade the trails in the park. Mr. Sardos reported that certain trail areas behind the park are overgrown. The basic idea would be to clear them out, place mulch at the areas in question, and maybe replace a bridge at one of the locations. He showed Council some pictures of what needs to be done. He would also like to re-hang the signs that designate the trails. Mr. Myers asked if other scouts would be working with him. Mr. Sardos responded that he hopes so. Mayor Martin questioned whether we would be allowed to replace a bridge or not. Public Works Manager, Scott Reed commented that he didn't think there were ever bridges at these locations. He explained that there was dirt all the way across the pond at one time. He doesn't remember any bridges that Riverton would have built. The liability aspect of replacing a bridge was raised by members of Council. Ms. Cairns Wells thought that cleaning out the overgrowth and the placement of mulch would be a really big project in itself.

Mr. Brown commented that the Riverton Improvement Association (RIA) has a similar project in place regarding the trails. Mr. Myers commented that this would dovetail nicely with Mr. Sardos' project. There probably wouldn't be a conflict or an overlap. Mr. Myers thought that this could possibly be a shared or joint effort.

Mr. Sardos stated that he has to run his suggested project by his troop as well as the Eagle Scout Council. Mr. Gunn cautioned about keeping the project within our own boundaries and not to go onto the property of the Cedar Lane Apartments. This had been an issue at one time.

Mayor Martin commented at this time that the Eagle at the train station needs to be re-finished. He informed Council that Brian Lippincott could do the fiberglass work and Sue Foster could do the painting. However, they would charge for their services. Mayor Martin suggested that we consider asking the RIA to designate this issue as a future project for them. This could possibly be a cost savings to the Borough.

Mr. Myers made a motion to support Joseph Sardos' Eagle Scout service project for maintenance at the park trails. This was seconded by Ms. Cairns Wells. A poll vote

was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

The open and closed session minutes from August 12th 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

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

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

COMMITTEE REPORTS

PUBLIC SAFETY/ZONING/CODE ENFORCEMENT/COURT-Mr. Brown

Mr. Brown read a report for the month of August that was submitted by Officer in Charge Matt Kirk. Vehicle Mileage 2346, Gas Used (N/A), Juvenile Arrests 1 (Theft), Adult Arrests 10 (Contempt 9, Motor Vehicle 1), Motor Vehicle Accidents 7, Motor Vehicle Stops 46, Motor Vehicle Warnings 16, Motor Vehicle Summonses 28 (Riverton Officers 25, BCSD 3), Burglar Alarms 22, Assists to Other Police Departments 41, Animal Complaints 5, Fire Calls 1 Arson 0, Ambulance Calls (Riverton) 11, Unattended Deaths 0, Criminal Cases 22, Incidents 222, Domestic, 1, Thefts 8, Shoplifting 1, Burglaries 5 (From Residences 2, Other-garage/shed-4-listed this way on report), Assaults 1 (Civilian), Sexual Assaults 1 (Adult), Criminal Mischief 2, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Calls 439 and Total Calls dispatched-Incidents 22 and Quick 136.

RESOLUTION 54-09

A RESOLUTION AUTHORIZING THE APPOINTMENT OF ERNEST RODGERS AS A CLASS II SPECIAL OFFICER FOR THE BOROUGH OF RIVERTON FOR THE REMAINDER OF 2009 (IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Mr. Brown, who moved its adoption. This was seconded by Ms. Cairns Wells. Mr. Brown stated that this appointment is contingent upon Mr. Rodgers' successful passage of both physical and psychological testing. The Resolution will include this verbiage. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

REVIEW OF ENGINEERING ESTIMATE FOR THE POSSIBLE INSTALLATION OF STOP SIGNS AT VARIOUS INTERSECTIONS IN THE BOROUGH

Council reviewed a written cost estimate (not to exceed \$1,000.00) from Land Engineering for them to provide the necessary certifications and recommendations for the placement of stop signs at the following intersections: **Carriage House Lane at Linden, Thomas, Lippincott, Morgan & Penn, Fourth Street at Linden, Thomas and Lippincott and Cedar at Eighth Street.** Mr. Gunn explained that even though we do not have to obtain State approval for the placement of these stop signs, we still need our Municipal Engineer's certification that the signs are in compliance with the current

standards on Uniform Traffic Control devices. After a short discussion, it was the consensus of Council to agree with the cost estimate received.

RESOLUTION 55-09

A RESOLUTION AUTHORIZING LAND ENGINEERING AND SURVEYING COMPANY TO PROVIDE AN ENGINEERING STUDY AND CERTIFICATIONS FOR THE PLACEMENT OF STOP SIGNS WITHIN THE BOROUGH OF RIVERTON (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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

Regarding Zoning, Mr. Brown reported that our Zoning Officer has written another letter to the owners of Devastation University informing them, once again, that both site plan and use variance approvals would be required before they could commence any operations at the 523 Howard Street location. Council will be kept apprised of this issue

Mr. Kinzler raised concern over speeding along Lippincott Avenue. Patrolman Willis responded that the Department was running radar.

STREETS/SEWER/ECONOMIC DEVELOPMENT/SHARED SERVICES-Mr. Smyth

UPDATE RE: LINDEN AVENUE ROAD PROGRAM. Mr. Smyth announced that the specifications and bid package for this project was prepared by Land Engineering and forwarded onto our Solicitor for his review and approval before the Engineering firm advertises for the receipt of bids. Mr. Gunn stated that he would be reviewing these documents quickly and will let Land Engineering know if there are any problems that would preclude them from moving forward and advertising. Council will be kept apprised of this issue.

Mr. Smyth reported that he has not heard anything yet as to whether we would be getting any grant money from the Economic Development Stimulus package to upgrade our park. The Borough had previously submitted a request for funding through Congressman Ron Andrews' office.

Mr. Smyth asked about the scheduled upgrades that the Bridge Commission is going to provide at the Linden and Bank Avenue pocket park. Mr. Reed commented that he thought the project had gone out to bid, but he has not received any updates. After a short discussion, Mr. Smyth stated that he would contact the engineering firm who did the design work to find out additional information.

Mr. Smyth reported that the River Route Advisory Committees Downtown Investment and Development Tour (includes those communities having a downtown) is scheduled for September 11th. Mr. Smyth is unable to attend this function and asked that a replacement be found. Mr. Joe Threston volunteered to fill in for him.

CLASSIC TOWN DESIGNATION AND \$2,500.00 CONTRIBUTION

Mr. Smyth reported that the Delaware Valley Regional Planning Commission (DVRPC) has sent us notification that, once again, we are required to contribute \$2,500.00 to maintain our Classic Town designation. Mr. Smyth reminded Council that we did contribute this amount last year. Mr. Smyth stated that submission of this

contribution provides the Borough with benefits from the DVRPC that includes the placement of information about Riverton on their marketing website. Ms. Cairns Wells commented that Gary Ford, President of the Riverton Business & Civic Association, had recommended that we make this contribution because he felt it was important for Riverton to have this designation. However, Mr. Kinzler thought we should receive additional information from the DVRPC as to what other benefits Riverton received this year before another contribution is made. It was the consensus of Council to agree with Mr. Kinzler. Mr. Smyth stated that he would obtain more information from the DVRPC and report back to Council.

PLANNING/REDEVELOPMENT/SCHOOL-Ms. Cairns Wells

Ms. Cairns Wells reported that Borough representatives met with COAH in August concerning our third round obligation. Ms. Cairns Wells stated that COAH knocked down a couple of our options that we thought they had accepted previously. Our Planner went back and did a chronology of what we have done and submitted to COAH over the past four years. We have asked COAH to provide us with direction before any more money is spent. We want to know what they are likely to approve. We are still waiting to hear from them. Council will be kept informed.

Ms. Cairns Wells reported that she would attend the next School Board meeting. She hopes to obtain information on the centennial celebration of the school to bring back to Council.

Ms. Cairns Wells reported that the Planning Board heard and approved a demolition application regarding the shed at 601 Lippincott Avenue.

PARK/RECREATION-Mr. Myers

Mr. Myers reported that we have received and approved requests from Holy Cross High School and Westfield Friends School to utilize the Borough's tennis courts. Their home schedules appear to be compatible.

Mr. Myers reported that the under thirteen boy's soccer team is planning a trip to Ireland. To raise funds for this trip, they have requested permission to sell drinks at Riverton Park during the Saturday morning soccer games. They need Council's approval. Mr. Kinzler asked if they would have a clean-up crew available after the games to make sure any debris is removed. Mr. Myers thought this was a very good point and he would address that issue.

Mr. Myers made a motion that the under thirteen boy's soccer team be able to sell non-alcoholic beverages at the Saturday morning soccer games at Riverton Park. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel abstained, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Myers aye, Mr. Kinzler aye and Mr. Smyth aye.

SHADE TREE BD. OF HEALTH/RECYCLING/ENVIRONMENTAL-Dr. Daniel

RESOLUTION 56-09

**RECYCLING TAX REIMBURSEMENT CERTIFICATION
(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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

MEETING OPEN TO THE PUBLIC

Scott Reed asked why the police consolidation feasibility study for Riverton, Palmyra & Cinnaminson was taking so long. He read where Medford and Medford Lakes recently had one done and it has been completed already. Mr. Brown responded that this has been an ongoing concern. Mr. Brown reported that he has spoken with a rep from Patriot Consulting Group. They are in the process of restructuring their organization. Council will be kept informed.

Richard Rauth reported that ice cream trucks continue to come through town at night blaring their music (noise), which he finds annoying. He stated that this issue was brought to Council's attention some months ago and that he thought the Police Department was going to enforce our Peddler's and Solicitation Ordinance. A discussion then ensued. Mr. Gunn thought that at the time of renewal of the required permit, certain restrictions might be imposed. Ms. Cairns Wells asked if the police can pull these vendors over and inform them of the complaints made about the noise from their trucks. They should be told that when they stop to sell their ice cream the music should be turned off. Mr. Gunn informed Council that Section 96-8 of our code restricts the selling activity between the hours of 9:00am and 5:00pm. Patrolman Kirk stated that he would send the owner(s) a letter and talk to them about the issues raise.

Mr. Rauth asked for an update on 108 7th Street. Mr. Rauth commented that there doesn't seem to be a lot of progress regarding the deterioration of this property. Mr. Rauth believes there are also wildlife issues at this location. Mr. Gunn reported that this issue is going to be discussed in closed session tonight to determine what steps Council will now take. Mr. Gunn did report that the owner was given a certain period of time to comply. One problem is that the owner has not gotten the required permits for the work he is doing. He also needs to get a structural engineer and/or architect to sign off on what he is doing. Mr. Gunn stated that one option would be to file an enforcement action for the fines which are up to \$19,000.00. Another option would be to seek demolition of the building. These issues will be addressed with Council in closed session. Mr. Brown commented that he would be willing to provide updates on this property to Mr. Rauth when requested.

Regarding 622 Thomas Avenue, Mr. Gunn reported that the bank has not foreclosed on this property. They are just doing enough so that the property does not fall down. He needs to confer with the banks' attorney on this issue. Mr. Gunn stated that the only other thing we could do in the interim would be to institute demolition proceedings. Mr. Gunn also reported that we are still trying to appoint an administrator for the estate; however, one of the heirs has not signed off on the required documents. Once the administrator is appointed the fines can then be assessed as a lien against the property for the Borough. Council will be kept apprised of this issue.

OLD BUSINESS-None was presented.

NEW BUSINESS

LEAGUE CONFERENCE REGISTRATIONS

The Clerk reported that the New Jersey State League of Municipalities Conference is scheduled to be held November 16 through November 20th in Atlantic City. The Clerk asked if anyone from Council wanted to attend. It was the consensus of Council that they would wait to see what seminars were being offered before deciding if they would go or not.

RESOLUTION 57-09
A RESOLUTION PERMITTING THE EXCLUSION OF THE PUBLIC FROM A
MEETING IN CERTAIN CIRCUMSTANCES PER SECTION 8 OF THE OPEN
PUBLIC MEETINGS ACT C.231P.L. 1975
(IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Ms. Cairns Wells, who moved for its adoption. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye. It should be noted that personnel (police issues) and litigation matters will be discussed.

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

RESOLUTION 58-09
A RESOLUTION AMENDING RESOLUTION 53-09 EXTENDING THE
PROBATIONARY STATUS OF PATROLMAN JOSEPH STEINMAN
(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 absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

MOTION RE: 108 7TH STREET

Ms. Cairns Wells moved that the Borough Solicitor be authorized to take whatever measures are necessary to result in the repair of the premises at 108 7th Street, including demolition if necessary. This was seconded by Mr. Myers. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

There being no further business to discuss, Ms. Cairns Wells 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 5, 2009

A special meeting of the Riverton Borough Council was held on the above date. Mayor Martin presiding (arrived at 4:35)

PRESENT: Council member Brown, Cairns Wells, Smyth and Myers

ABSENT: Council members Daniel and Kinzler

The following statement was read by President of Council, Robert 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 of this meeting published in the Burlington County Times on October 2, 2009

(b) Posting written notice on the official bulletin board on September 29, 2009

**REVIEW OF BIDS RECEIVED FOR THE LINDEN AVENUE PROJECT AND
AWARD OF CONTRACT-Mr. Smyth**

Mr. Smyth announced that five bids were received, opened and publicly read on September 23, 2009. They are as follows: **American Asphalt, Co., Inc. Base Bid: \$359,969.90-Alternate Bid Amount: \$37,825.00, S. Batata Construction, Inc.: Base Bid \$388,227.70-Alternate Bid Amount: \$62,700.00, Meredith Paving Co., Inc. Base Bid: \$404,165.70-Alternate Bid Amount \$52,500.00, SJA Construction Co., Inc.: Base Bid \$425,735.00-Alternate Bid Amount \$51,400.00 and Paramount Enterprises, Inc.: Base Bid \$422,630.00-Alternate Bid Amount \$70,700.00.**

Mr. Smyth reported that the Borough Engineer for this project, Land Engineering, had estimated a base bid of \$402,955.00 and an alternate bid estimate of \$55,600.00. Mr. Smyth reported American Asphalt's bid compares favorably to the Engineer's estimates. Mr. Smyth reported that Land Engineering and our Solicitor have reviewed the bid documents submitted by American Asphalt Company and have recommended that Council award a contract to them.

RESOLUTION 59-09

**A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR THE
RECONSTRUCTION OF LINDEN AVENUE TO AMERICAN ASPHALT
COMPANY IN THE AMOUNT OF \$397,794.90
(IN FULL IN RESOLUTION BOOK)**

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

Mr. Smyth moved that the meeting be adjourned. This was seconded by Ms. Cairns Wells, with all present voting in the affirmative.

Mary Longbottom, RMC
Municipal Clerk

October 14, 2009

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

PRESENT: Council members Daniel (arrived at 7:36pm and left at 9:55pm), Brown, Cairns Wells, Smyth, Kinzler, Myers and Solicitor Bruce 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

At this time Solicitor Bruce Gunn administered the Oath of Office to Ernest Rodgers as a Special Police Officer for the Borough of Riverton.

The open and closed session minutes from September 9 were then presented. Ms. Cairns Wells asked that the closed session minutes be removed from the agenda at this time. She would like to review a few issues during our closed session portion tonight. Council concurred. Ms. Cairns Wells moved that the open session minutes from September 9 be approved as submitted. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

Shade Tree Issues:

Alex McCartney of the NJ Division of Parks & Forests will provide information to Council regarding the receipt of new Shade Trees for Riverton under the NJ Cool Cities program-Barry Emens, Shade Tree Chair present

Mr. McCartney informed Council that Riverton has been chosen to receive 100 new Shade Trees (at no charge) under the NJ Cool Cities program. Plantings are scheduled to take place in the spring of 2010. Mr. McCartney explained that a Memorandum of Agreement between the Department of Environmental Protection (DEP) and the Borough would have to be executed. Mr. McCartney stated that, in part, special funding for this project is from the New Jersey Board of Public Utilities. Mr. McCartney reviewed the agreement (on file with the Municipal Clerk) requirements, such as, the purpose of the initiative, the trees scheduled to be planted, the tree planting plan, the contract for the planting, the required public announcement and publicity about this project, etc. Mr. McCartney stated that the DEP will contract for the planting of the trees with qualified New Jersey contractor (s). Mr. McCartney reviewed the contractor's responsibilities. Mr. Emens reported that he would be the designated primary municipal contact person for this initiative. Mr. McCartney also reviewed the Borough's responsibilities pertaining to the agreement (on file with the Municipal Clerk), which include, but are not limited to the following: making available to the DEP forester any pre-existing inventory of the trees in the selected neighborhood, provide cooperation of the Police and Fire Departments during preparation for and execution of the tree plantings and to assume on-going maintenance of planted trees for at least two years after the one-year guarantee. Mr. McCartney stated that the duration of the agreement shall be for three years, with an option for it to be extended for three additional years. Mr. Gunn raised concern regarding any potential damage that might occur to a resident's property

during the planting process. Mr. Gunn asked how these issues have been handled in the past. Mr. McCartney responded that damage has happened and is normally addressed by the contractor in a timely fashion. Mr. Gunn asked Mr. McCartney to provide him with a list of other municipalities who have been the recipients of these trees, so that he can confer with them. Mr. McCartney responded that he would do that. Mr. Gunn also commented that he would like the Borough named as an additional insured with respect to the liability insurance. Mayor Martin thanked Mr. McCartney for providing Council with all this information. Mr. Gunn will review the proposed agreement and make a recommendation to Council.

RESOLUTION 60-09

A RESOLUTION AUTHORIZING THE CLERK TO ADVERTISE FOR BIDS FOR THE REMOVAL OF TREES AND STUMPS FOR THE YEAR 2010 (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. Mr. Kinzler commented that we have removed about 40 trees a year for the last two years and that we are now scheduled to remove 39 more trees in 2010. Mr. Kinzler asked Mr. Emens for the total population of trees that need to be removed. Mr. Emens responded that there are several issues with the trees, such as age, bacterial leaf scorch with the oaks and how global warming is really affecting our maples. Mr. Emens further stated that we are trying to keep the hazardous trees needing to be addressed to a minimum. Mr. Kinzler asked if it correct that it is his understanding that the trees which are scheduled for removal have now become a problem and need to be corrected. Mr. Emens responded yes. Public Works Manager, Scott Reed stated that he thought there might be other hazardous trees in the Borough that are not included with these 39. Mr. Reed stated that while we are going out to bid for these specific tree removals, he expressed concern that if additional trees need to be removed later on in the year, we will have to pay top dollar for the removal(s). Mr. Reed has a problem with that. Mr. Reed asked if we could regulate the tree removal contract with an option to remove additional trees during the year. Ms. Cairns Wells commented that part of the tree removal contract is that the trees are removed in one block of time. That is part of the contractor's cost structure. Mr. Gunn commented that if there were tree emergencies later on in the year, we could go out and solicit three quotes for those removals. We would not be bound to utilize our tree and maintenance contractor for this. A discussion ensued. The consensus of Council is to leave the specs as they have been presented tonight for the removal of the 39 specific trees. If it is determined at a later date that we have a couple more trees that need to be removed we can bid it or get quotes. A poll vote was then taken on the above Resolution. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

MAYORAL APPOINTMENT TO THE SHADE TREE COMMISSION

Mayor Martin announced that Eric Berndt is appointed to serve on the Shade Tree Commission. Mr. Berndt fills the unexpired term (12-31-10) of Stu Brayshaw, who recently resigned.

Mr. Emens reported that the Commission would be submitting the 2009 Business Stimulus Fund application/proposal. This is not a competitive grant, so all eligible municipalities and counties who submit valid proposals will receive an equal share of the funding. Mr. Emens stated that it is anticipated that each award recipient will receive

between \$5,000.00 and \$8,000.00. Award letters are expected to be distributed in January 2010.

TREASURER'S FINANCE REPORT & BILL LIST FOR APPROVAL-Mr. Kinzler

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

Mr. Kinzler stated that at Council's November 4th meeting, we will start the 2010 budget kick-off discussion.

COMMITTEE REPORTS

PUBLIC SAFETY/CODE ENFORCEMENT/ZONING/COURT-Mr. Brown

Mr. Brown read a report for the month of September that was submitted by Officer in Charge, Matt Kirk. Vehicle Mileage 2332, Juvenile Arrests 0, Adult Arrests 6 (Contempt 6, Breakdown of Arrests- Traffic Warrants 6), Motor Vehicle Accidents 2, Motor Vehicle Stops 40, Motor Vehicle Warnings 17, Motor Vehicle Summonses 47 (Riverton Officers 47), Assists to Other Police Departments 15, Animal Complaints 6, Fire Calls 8, Arson 0, Ambulance Calls (Riverton) 13, Unattended Deaths 0, Criminal Cases 11, Incidents 236, Domestic Violence 0, Thefts 2, Shoplifting 0, Burglaries 1 (From Vehicles 1), Assaults 0, Sexual Assaults 0, Criminal Mischief 0, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Calls 362, Total calls dispatched (incidents) 236 and Quick 158.

Mr. Brown read a report for the month of September that was submitted by Deputy Fire Chief Robert Yearly. There were 21 fire calls for the month, 3 drills, 11 calls in town and 10 calls out of town.

Mr. Brown read a report for the month of September that was submitted by Court Administrator, Jackie Gleason. The total amount received was \$6,636.71. The total amount disbursed to Riverton amounted to \$3,278.14

REVIEW OF ENGINEER'S STUDY REGARDING THE POSSIBLE PLACEMENT OF STOP SIGNS AT VARIOUS LOCATIONS

Council reviewed written recommendations from Land Engineering for the placement of these stop signs. Mr. Gunn stated that, in addition to these recommendations, the Engineer must do a certification to the Governing Body. This must be received prior to any Ordinances being introduced. Mr. Gunn reported that Land Engineering did not submit this certification. It was the consensus of Council to table this issue until the proper certifications are submitted.

RESOLUTION 61-09

A RESOLUTION AUTHORIZING A CURFEW FOR OCTOBER 28, OCTOBER 29, OCTOBER 30 AND OCTOBER 31, 2009 IN THE BOROUGH OF RIVERTON (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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

RESOLUTION 62-09

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO UTILIZE CREDIT CARDS IN THE RIVERTON

**MUNICIPAL COURT
(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

POSSIBLE ORDINANCE RE: OUTSIDE EMPLOYMENT OF POLICE OFFICERS

Mr. Brown reported that it was the recommendation of the Public Safety Committee that Council consider an Ordinance to regulate outside employment of our regular police officers. Mr. Brown reported that we obtained sample Ordinances from both Palmyra and Cinnaminson. The Solicitor was asked to draft an Ordinance for Council's review and consideration.

Mr. Smyth reported that he has been receiving ongoing complaints about the speeding on Thomas Avenue. He would like Council to consider installing speed humps or dropping the speed limit on that street to 15mph. After a short discussion, it was the consensus that our Streets and Roads Engineer provide Council with a recommendation.

Mr. Reed reported that, recently, four suspicious people were seen walking through town looking at houses. Mr. Reed reported that this concern was addressed. It was determined that one of them had a warrant for their arrest.

MAYORAL APPOINTMENTS TO THE ZONING BOARD

Mayor Martin announced that the following appointments would be made to the Zoning Board:

Regular Member – Robert Kennedy-fills unexpired term of Edward Smyth 12-31-09, Alternate Members-Deborah Weaver (alternate No. 1) fills unexpired term of Robert Kennedy 12-31-09, and Barry Wells (Alternate No. 2) fills unexpired term of Deborah Weaver 12-31-10.

STREETS/SEWER/SHARED SERVICES/ECONOMIC

DEVELOPMENT-Mr. Smyth

Mr. Smyth reported that we received notification that we could apply for the Transportation and Community Development Initiative Grant (from the Delaware Valley Regional Planning Commission). Mr. Smyth reported that he reviewed the grant parameters and has found out that this potential grant money can only be used for studies. Mr. Smyth recommended not submitting a grant application. Council concurred.

Mr. Smyth reported that we have been informed by the County that we need to have an Ordinance in place that establishes an on-site sewage management program. Copies of the Ordinance were distributed for discussion at our November meeting

Mr. Smyth reported that Council had previously considered having an energy audit done of Borough Buildings. However, Council rejected moving forward with this because we would have been required to pay 25% of the costs up front. Mr. Smyth informed Council that there might be some changes regarding these audits. He will be attending a meeting on this issue and will report back to Council.

Mr. Smyth reported that he would be attending the Tri County Economic Development Summit on October 16th.

RESOLUTION 63-09
A RESOLUTION TO RENEW THE BOROUGH'S DESIGNATION AS A
CLASSIC TOWN OF GREATER PHILADELPHIA
(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. Mr. Kinzler commented that because the \$2,500.00 contribution for the Classic Town Designation had not been placed in this year's budget, it would come out of the police salaries line item. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

PLANNING/REDEVELOPMENT/SCHOOL-Ms. Cairns Wells

Ms. Cairns Wells reported that we are still waiting to hear from the Community Development Block Grant office when work can commence on the installation of a handicapped ramp at the school.

Ms. Cairns Wells reported that she is still trying to obtain information regarding the school's centennial celebration from Sue Maloney. Council will be kept apprised of this issue.

Ms. Cairns Wells reported that the Planning Board would be reviewing a Resolution calling for an expeditious Remedy of the Court decision regarding Homes of Hove v. Township of Eastampton. This pertains to COAH issues. Ms. Cairns Wells reported that the Planning Board might recommend that Council adopt a similar Resolution.

Ms. Cairns Wells reported that Jim Brandenberger has preliminarily asked to place residential units on top of the stores at the Shoppes at Riverton.

Ms. Cairns Wells reported that the Planning Board would be recommending enhancements to our present demolition Ordinance. They would also be recommending changes to our setback requirements pertaining to garages and sheds. Ms. Cairns Wells hopes that these issues will be ready for council's review in November.

Ms. Cairns Wells suggested preparing a proclamation in recognition of Joe Zaneski, a long time member of our 4th of July Committee, who recently passed away. Council concurred with this. This item will be placed on our November agenda.

PARK/RECREATION-Mr. Myers

Mr. Myers reported that the tree lighting ceremony would take place on December 4th at 7:00pm at the plaza.

Mr. Myers reported that Scout Troop # 9 would like to set up a one day camp at the park on October 24th.

Mr. Myers reported that we have received a written request from PSE&G to upgrade three light poles at the park with induction lighting. After a short discussion, it was the consensus of Council to agree to this.

RESOLUTION 64-09
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
AGREEMENT WITH PSE&G FOR UPGRADED LIGHTING IN THE
RIVERTON MEMORIAL PARK
(IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Mr. Myers, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr.

Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

BOARD OF HEALTH, RECYCLING & ENVIRONMENTAL-Dr. Daniel

The Clerk reported that we are being required to amend our present Recycling Ordinance. Copies of the suggested amendments were distributed to Council. This item will be discussed at our November meeting.

MEETING OPEN TO THE PUBLIC

Barry Emens asked when the pocket park at Bank & Linden Avenues will be upgraded. Mr. Smyth responded that the bids received by the Bridge Commission for this project came in too high. Mr. Smyth stated that the Bridge Commission, who will be funding these upgrades, would be bidding the project again.

Gene Bandine asked if Jim Brandenberger would be building apartments above the stores at the Shoppes at Riverton. Ms. Cairns Wells responded that Mr. Brandenberger has merely asked; there have been no formal discussions.

OLD BUSINESS

RESOLUTION 65-09

**A RESOLUTION FOR THE BOROUGH OF RIVERTON AUTHORIZING THE
RELEASE OF THE PERFORMANCE BOND FOR THE SHOPS AT
RIVERTON, LLC AND ACCEPTING A TWO YEAR MAINTENANCE BOND
(IN FULL IN RESOLUTION BOOK)**

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

NEW BUSINESS

**REQUEST FROM SACRED HEART CHURCH TO HOLD RAFFLES
ON OCTOBER 25**

The Clerk reported that Sacred Heart Church has submitted the required paperwork to hold raffles at the church on October 25, 2009 from 5:00pm-8:00pm

Mr. Brown made a motion to approve Sacred Heart Church's request to hold raffles on October 25th. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown, aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

DISCUSSION: POSSIBLE PURCHASE OF THE BENEFICIAL BANK PARKING LOT ON HARRISON STREET-Mr. Smyth reported that he was contacted by the realtor marketing the Beneficial Bank properties in the Borough. He inquired if the Borough would be interested in buying the rear parking lot (Block 1102 Lot 12.02) on Harrison Street. Mr. Smyth reminded Council that we presently have an agreement with the bank to use this parking lot for municipal parking. After a short discussion, it was the consensus that we would have to know what the asking price would be for this lot before Council could consider anything. Mr. Smyth will relay this information onto the realtor.

RESOLUTION 66-09

**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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye. It should be noted that Personnel matters (Police) will be discussed.

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

Ms. Cairns Wells made a motion that the closed session minutes from September 9 be approved as amended. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

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

Mary Longbottom, RMC
Municipal Clerk

November 4, 2009

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

PRESENT: Council members Daniel (arrived at 7:40pm), Brown, Cairns Wells, Smyth, Kinzler (arrived at 7:45pm), Myers 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

RESOLUTION 67-09

**A RESOLUTION APPOINTING GREGORY K. WILLIS AS THE CHIEF OF
POLICE OF THE BOROUGH OF RIVERTON
(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

Solicitor Bruce Gunn administered the Oath of Office to Gregory K. Willis as Chief of Police.

The open session minutes from October 5th and October 14th and the closed session minutes from October 14th were then presented. Ms. Cairns Wells moved that these minutes be approved as submitted. A poll vote was then taken. Dr. Daniel aye, Mr. Brown absent (left the dais before vote was taken), Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

COMMITTEE REPORTS

PUBLIC SAFETY/CODE ENFORCEMENT/ZONING/COURT AND

ANIMAL CONTROL-Mr. Brown

Mr. Brown read a report for the month of October that was submitted by Chief Willis. Vehicle Mileage 2,051, Juvenile Arrests 0, Adult Arrests 6 (Criminal Warrant 1 and Contempt 5), Breakdown of Arrests-Traffic Warrants 5 and DV 1, Motor Vehicle Accidents 2, Motor Vehicle Stops 32, Motor Vehicle Warnings 9, Motor Vehicle Summonses 20 (Riverton Officers 20), Burglar Alarms 13, Assists to Other Police Departments 22, Animal Complaints 6, Fire Calls 5, Arson 0, Ambulance Calls (Riverton) 20, Unattended Deaths 0, Criminal Cases 9, Incidents 186, Domestic 3, Thefts 3, Shoplifting 0, Burglaries 0, Assaults 1 (Civilian 1), Sexual Assaults 0, Criminal Mischief 2, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Calls 339, Total Calls Dispatched-Incidents 186 and Quick 313.

Mr. Brown read a report for the month of October that was submitted by Deputy Fire Chief Robert Yearly. Fire calls for the month 25, Drills 3, Calls in town 11, Calls out of town 14 and man hours to date 3621.5.

Mr. Brown reported that there was no Court report.

Mr. Brown reported that it is his understanding that James Brandenberger will be submitting a variance application before the Zoning Board. This pertains to the Post Office property on Main Street, which he is under contract to purchase.

ORDINANCE 9-09

AND ORDINANCE FOR THE BOROUGH OF RIVERTON AMENDING CHAPTER 123-15 TO DESIGNATE FOUR-WAY STOP AND ADDITIONAL STOP SIGN INTERSECTIONS IN SCHEDULE IX, CHAPTER 123-31

The Clerk reported that the Engineer has provided the required certifications for the placement of these stop signs at the specific intersections.

The above Ordinance was read by title only for the first time by Mr. Brown, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler abstained and Mr. Myers aye. Second reading and a public hearing on this Ordinance will be held on December 9th.

ORDINANCE 10-09

AN ORDINANCE AMENDING CHAPTER 45 OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR ADDITIONAL DEFINITIONS OF AN OWNER IN ARTICLE II

Mr. Gunn reported that our Animal Control Officer had previously recommended the addition of certain definitions in order that he might effectively enforce the provisions of Article II of Chapter 45 of the Borough Code. Mr. Gunn reported that he had previously suggested tabling this Ordinance because he was researching some other issues that might call for additional amendments. Mr. Gunn stated that he would not be recommending any other amendments at this time.

The above Ordinance was read by title only for the first time by Mr. Brown, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye. Second reading and a public hearing on this Ordinance will be held December 9th.

UPDATE ON PROPOSED ORDINANCE TO REGULATE OUTSIDE EMPLOYMENT FOR REGULAR POLICE OFFICERS

Mr. Brown requested that this proposed Ordinance be tabled until next year for consideration. There is still research that needs to be done before a final draft can be submitted to Council. Council concurred with this.

Regarding Code Enforcement issues on specific properties, Mr. Brown provided the following updates: **108 7th Street**-The owners have obtained their permits; however we still have an action pending against them for the outstanding fines and to demolish the property. A process server has been unable to personally serve the owners. **622 Thomas Avenue**. Before we can appoint an administrator of this property, our Solicitor is still waiting for the receipt of an original certified death certificate for the owner. Our Assessor has opined that the sale price of this property has been assessed at \$193,900.00 (\$124,500.00 for land and \$69,400.00 for the building) The Surrogate's Office will not let us post a bond for less than that amount. It is estimated that the cost of the bond will be \$1,000.00. **523 Howard Street (Devastation University issue)**. Mr. Brown stated that he instructed our Solicitor to write a letter to the owner of this property threatening

legal action against him for the violations of the tenant (Devastation University). Council will be kept informed.

STREETS/SEWER/SHARED SERVICES/ECONOMIC DEVELOPMENT-Mr. Smyth

UPDATE ON PROPOSED SEPTIC SYSTEM ORDINANCE

Mr. Smyth asked that this proposed Ordinance be tabled. Additional information is being sought from the County on portions of this Ordinance, in particular the maintenance issue. Council concurred.

Mr. Smyth reported that road work continues on the Linden Avenue project. It is estimated that the work will be completed by early December.

Regarding Economic Development, we have received brochures from the Delaware Valley Regional Planning Commission that highlight Riverton as a Classic Town.

Mr. Smyth announced that there will be a Veteran's Day celebration at the school on November 11th starting at 9:00am.

PLANNING/REDEVELOPMENT/SCHOOL-Ms. Cairns Wells

RESOLUTION 68-09

**A RESOLUTION URGING GOVERNOR CORZINE AND THE NEW JERSEY LEGISLATURE TO EXPEDITIOUSLY REMEDY THE DELETERIOUS EFFECTS OF THE APPELLATE COURT'S DECISION IN THE MATTER OF HOMES OF HOPE v. TOWNSHIP OF EASTAMPTON
(IN FULL IN RESOLUTION BOOK)**

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

PROPOSED ORDINANCE TO AMEND OUR ZONING CODE (CHAPTER 128)

Ms. Cairns Wells reported that the Planning Board and Zoning Board have made recommendations to Council to implement various changes to our Zoning Code. They are as follows: to eliminate the need for a variance approval for expansion of a single family non-conforming structure as long as it does not increase the non-conformity, stricter regulations for demolition of buildings, three foot setbacks for accessory buildings, and to permit mobile signs in the Business Districts. Ms. Cairns Wells reviewed these suggested amendments in detail with Council. Mr. Gunn suggested that this proposed Ordinance be introduced by title only tonight. He will then prepare the Ordinance in its entirety and forward it back to both the Planning and Zoning Boards for their review and to ensure that these proposed amendments are in accordance with our Master Plan before Council considers second reading and a public hearing on this proposed Ordinance at their December 9th meeting. Council concurred.

ORDINANCE 11-09

AN ORDINANCE TO AMEND CHAPTER 128 OF THE RIVERTON BOROUGH ZONING CODE REGULATING NON-CONFORMING USES OR STRUCTURES, DEMOLITION OR MOVING OF STRUCTURES, SETBACKS FOR ACCESSORY BUILDINGS IN RESIDENTIAL DISTRICTS, AND TO PERMIT MOBILE SIGNS IN BUSINESS DISTRICTS

The above Ordinance was read by title only for the first time by Ms. Cairns Wells, who moved for its adoption. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye. Second reading and a public hearing on this Ordinance will be held December 9, 2009.

Ms. Cairns Wells reported that Jim Brandenberger has withdrawn his suggestion for the placement of condos at the Shoppes at Riverton.

Regarding COAH, Ms. Cairns Wells reported that negotiations continue with the owner of 204 Main Street for the possible placement of COAH units at this location.

Ms. Cairns Wells announced that all Planning and Zoning Board applications are now available on the Borough's website.

Ms. Cairns Wells reported that she is looking into the possibility of purchasing a bulletin board for community notices to be placed at the Plaza. This will be discussed in detail during next year's budget process. Mayor Martin suggested asking the Riverton Improvement Association to assist us monetarily with this potential project.

Ms. Cairns Wells provided Council with updates regarding the Riverton Public School's 100th year celebration next year.

PARK/RECREATION-Mr. Myers

Mr. Myers announced that the Tree lighting ceremony will take place at the plaza on December 4th at 7:00pm. Mr. Myers also announced that the Riverton Library sponsored candle light house tour is scheduled for December 5th from 4:00pm until 9:00pm.

PROPOSED AMENDMENT TO PARK ORDINANCE (CHAPTER 92-3-28)

Mr. Myers reported that presently no one is permitted in the park after dark. Mr. Myers suggested amending this portion of the ordinance that would permit, with Council's approval, some activities in the park after dusk. Mr. Gunn recommended that Council proceed with caution regarding this issue and to be mindful of potential liability concerns. Mr. Gunn reminded Council that the park has no lighting for nighttime activities. Mr. Gunn suggested that the Park & Recreation Commission be asked to review this suggestion and to come up with specific rules, regulations and guidelines regarding this issue for Council to review before any consideration is given to amending this portion of our park ordinance. Council concurred with the Solicitor's recommendation.

SHADE TREE/BD OF HEALTH/RECYCLING/ENVIRONMENTAL-Dr. Daniel

Dr. Daniel reported that six bids were received, opened and publicly read on October 20, 2009 at 10:00am for the 2010 tree removals. The bids received were as follows: **Colonial Tree Service, Southampton, Pa \$11,500.00, Jimmy's Tree Service, Philadelphia, Pa. \$12,500.00, Paul May Tree Service, Delran, New Jersey \$21,500.00, Guzzo Maintenance & Landscaping, Sicklerville, New Jersey \$23,877.00, Elite Tree Service, Manalapan, New Jersey \$32,175.00 and Bustleton Tree Services, Bensalem, Pa. \$45,250.00.** Mr. Gunn reported that he has reviewed these bids and that the three lowest bids were missing various submissions which would make them defective. Mr. Gunn reported that Guzzo Maintenance was the lowest bidder which complied with all of our specs. Mr. Gunn reported that Council has sixty days to make a decision to either award a contract or reject all the bids and re-bid. Mr. Gunn

recommended that Council refer the bids to the Shade Tree Commission for their recommendation before any formal action is considered. Council concurred with this.

UPDATE ON PROPOSED RECYCLING ORDINANCE

Mr. Gunn reported that he has spoken to Ann Moore of the County regarding this model ordinance. She informed him that they will be making additional changes to this ordinance in connection with land issues and that we should hold off on amending our ordinance until they have forwarded a revised ordinance. Council concurred.

FINANCIAL ITEMS: Mr. Kinzler

TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL

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

RESOLUTION 69-09 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. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Myers aye.

2010 BUDGET KICK OFF Mr. Kinzler stated that the Finance Committee would be holding preliminary budget work sessions with department heads at the end of December to review their 2010 budget requests. Mr. Kinzler distributed a preliminary 2010 budget timeline for Council's review. Ms. Cairns Wells believes we should not try to integrate our budget discussions during regular Council meetings. She believes we should hold a special meeting to get this accomplished. She stressed the fact that the budgetary process is very important and really cannot be properly addressed during a regular Council meeting. Further discussion on the schedule of Council's 2010 meetings will be placed on the December 9th agenda.

COUNCIL 2010 COMMITTEE ASSIGNMENTS. Council reviewed potential committee assignments for next year. Final decisions should be made by the reorganization meeting.

PROFESSIONAL SERVICE CONTRACTS FOR 2010. To assist Council during the budgetary and selection process for these appointments, the Clerk was asked to send a letter to our present professional's asking them to submit a listing of their anticipated hourly rates and those of their associates as well as any additional fees that they would be charging the Borough for their services. They should be asked that this information be provided prior to Council's December 9th meeting.

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

OLD BUSINESS-NONE

NEW BUSINESS

RESOLUTION 70-09 A RESOLUTION AUTHORIZING THE BOROUGH OF RIVERTON TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE COUNTY OF BURLINGTON (IN FULL IN RESOLUTION BOOK)

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

CORRESPONDENCE-NONE

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

December 9, 2009

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

Mayor Martin presiding.

PRESENT: Council members Daniel, Brown, Cairns Wells, Smyth, Myers 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 2009 published in the Burlington County Times on December 29, 2008

(b) Posting written notice on the official bulletin board on January 2, 2009

PROCLAMATION

A PROCLAMATION HONORING JOE ZANESKI'S CONTRIBUTIONS TO THE BOROUGH OF RIVERTON AND ITS 4TH OF JULY CELEBRATIONS (IN FULL IN RESOLUTION BOOK)

The above Proclamation was read in full by Ms. Cairns Wells and then presented to members of Mr. Zaneski's family.

The minutes from November 4th were then presented. Ms. Cairns Wells 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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

FINANCIAL ITEMS: Mr. Kinzler

TREASURER'S FINANCE REPORT AND 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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

RESOLUTION 71-09

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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

COMMITTEE REPORTS

PUBLIC SAFETY/CODE ENFORCEMENT/ZONING/COURT-Mr. Brown

Mr. Brown read a report for the month of November that was submitted by Chief Willis. Vehicle Mileage 2,046, Juvenile Arrests 0, Adult Arrests 7 (Contempt 7-Breakdown of Arrests-Traffic Warrants 6, DV 1), Motor Vehicle Accidents 4, Motor Vehicle Stops 40, Motor Vehicle Warnings 9, Motor Vehicle Summonses 22 (Riverton Officers 22), Burglar Alarms 18, Assists to Other Police Departments 21, Animal Complaints 5, Fire Calls 5, Arson 0, Ambulance Calls (Riverton) 19, Unattended Deaths 0, Criminal Cases 9, Incidents 246, Domestic 2, Thefts 6, Shoplifting 0, Burglaries 4 (From Residences 4), Assaults 2 (civilians 2) Sexual Assaults 1 (Juvenile 1), Criminal

Mischief 4, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Calls 339, Total Calls Dispatched-incidents 246 and Quick 290.

Mr. Brown read a report for the month of November that was submitted by Deputy Fire Chief, Robert Yearly. There were 9 fire calls for the month, 3 drills, 5 calls in town and 6 calls out of town.

Mr. Brown read a report for the month of November that was submitted by Court Administrator, Jackie Gleason. The total receipts for the month amounted to \$3,871.00. The total amount disbursed to Riverton amounted to \$2,161.92.

Regarding Code Enforcement, Mr. Brown reported that our Code Enforcement Officer sent a letter to the owners of 109 Bank Avenue informing them that they were in violation of Chapter 128-52 of the Borough Code. This pertains to construction equipment, specifically a high lift that has been stored at this property. The owners were given 10 days from the receipt of this letter to have the equipment removed or face violations in Municipal Court.

Mr. Brown reported that the Zoning Board will be hearing a use variance application regarding the Post Office property on Main Street. They will also be hearing a variance application regarding 211 Elm Avenue.

ORDINANCE 9-09

AN ORDINANCE FOR THE BOROUGH OF RIVERTON AMENDING CHAPTER 123-15 TO DESIGNATE FOUR-WAY STOP AND ADDITIONAL STOP SIGN INTERSECTIONS IN SCHEDULE IX, CHAPTER 123-31 (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 Ms. Cairns Wells. At this time, Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. **Robin McGinnis** asked why no stop signs were being placed on the upper portion of Thomas Avenue. Ms. McGinnis stated that the bicycle/pedestrian study had suggested that traffic calming measures be placed along this road. Ms. Cairns Wells reported that the possibility of reducing the speed limit on this road to 15 mph had been discussed at a previous Council meeting. We are waiting for a recommendation from the Borough's Engineer. Ms. McGinnis commented that if you place stop signs at the cross streets, then people have to slow down.

Mr. Gunn reported that because Thomas Avenue goes into Cinnaminson Township it's under a separate category. We would have to get the concurrence of Cinnaminson Township. Thomas Avenue is not a self-contained road. Mr. Gunn explained that this issue came up previously when Council was considering the placement of a three-way stop sign at Thomas and Park. The ordinance that Council is now considering pertains to the placement of stop signs on self-contained roads. Ms. Cairns Wells stated that the reason these stop signs are being done first was that they are all self-contained, we didn't have to go to another town or the commissioner of transportation, and the required engineer's study was budgetarily very minor. Council thought it best to at least get these done first and then go back to do the others.

Ms. Cairns Wells commented that we also discussed speed bumps and speed humps many times. Mr. Smyth stated that he would obtain costs involved for this. Ms. Cairns Wells suggested that he also talk to Cinnaminson Township.

Mr. Myers asked if the study referenced the placement of stop signs on Thomas at Midway, Harrison and Seventh. Ms. McGinnis responded yes, but that Park was also included. A discussion ensued on the stop sign issues, speed humps as opposed to speed bumps as well as the possibility of installing traffic cameras.

Renee Azelby asked if due diligence was done regarding the stop signs referenced in this Ordinances. Ms. Cairns Wells responded yes.

Gary Ford reported that there is only one 15mph speed sign on the first several blocks of Bank Avenue. He would like to see more installed. Mr. Smyth stated that he would look into this.

John Shaw asked if a stop sign would be placed at 8th & Cedar. Mr. Brown responded yes.

Mayor Martin commented that this Ordinance puts forth everything we want to do, with the exception of Thomas Avenue. He asked if we should move forward and consider adopting this Ordinance. Mr. Gunn responded yes, we can always introduce another ordinance for Thomas Avenue next year. Council concurred.

A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

ORDINANCE 10-09

AN ORDINANCE AMENDING CHAPTER 45 OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR ADDITIONAL DEFINITIONS OF AN OWNER IN ARTICLE II

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

DISCUSSION: REQUEST TO PROVIDE ADDITIONAL HANDICAPPED PARKING AT CALVARY PRESBYTERIAN CHURCH ALONG 4TH STREET FROM 8:30AM-1:00PM

Mr. Brown read a request from Reverend Cerra asking Council to consider the above request so that members who have handicapped plates may find parking closer to the front door of the church. Mr. Smyth reported that he was approached by one of the church's parishioner, who uses a walker, and he made this request to him. Mr. Smyth stated that there are presently two handicapped spaces across from the Church on Fourth Street. Mr. Smyth believes the time listed on the signs is from 8:30am until noon. Mr. Smyth thinks there may be enough space for the addition of three or four handicapped spots. Mr. Gunn stated that a similar request was submitted previously by Christ Church on Main and Fourth. Mr. Gunn reported that when he researched this issue, he found that you cannot have a handicapped parking space for a limited time. It has to be 24/7. Mr. Gunn reported that there is no reference to the handicapped spots already in place along Fourth Street in our codebook. Mr. Gunn thought they may have been grandfathered in, but he would have to check that out. Dr. Daniel thought we should ask the church how many members are currently requiring handicapped parking. Ms. Cairns Wells suggested we have our parking committee review this request. Council concurred.

STREETS/SEWER/SHARED SERVICES/ECONOMIC DEVELOPMENT-Mr. Smyth

Mr. Smyth reported that the Linden Avenue project is almost near completion. Mr. Smyth reported that Borough Council would be considering the submission of another Department of Transportation grant application during the 2010 budget process for another road project.

Mr. Smyth reported that we have received a request from PSE&G to provide an energy audit of Borough facilities. Mr. Smyth reported that he would be reviewing this request with representatives from PSE&G to ascertain more information. Mr. Smyth reported that the Burlington County Bridge Commission had previously asked if we would like to participate in their Local Government Energy Audit Program. Mr. Smyth stated that he would be comparing both for Council's consideration in January.

Mr. Smyth reported that the Burlington County Chamber of Commerce (BCCOC) will be holding a Meet BCCOC Event. They would like to invite businesses in our community to come and meet the county chamber at our municipal building to discuss ways that they can help them grow their business. Mr. Smyth will keep Council apprised.

PLANNING/REDEVELOPMENT/SCHOOL-Ms. Cairns Wells

ORDINANCE 11-09

AN ORDINANCE TO AMEND CHAPTER 128 OF THE RIVERTON BOROUGH ZONING CODE REGULATING NON-CONFORMING STRUCTURES, DEMOLITION OR MOVING OF STRUCTURES, SETBACKS FOR ACCESSORY BUILDINGS, AND TO PERMIT MOBILE SIGNS IN BUSINESS DISTRICTS

(IN FULL IN ORDINANCE BOOK)

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

PARK/RECREATION-Mr. Myers

Mr. Myers announced that the tree lighting ceremony was a success. Mayor Martin publicly thanked everybody who was involved with this celebration.

Mr. Myers reported that the park will be winterized. A door at the park has been vandalized. We are obtaining quotes for a replacement.

SHADE TREE/BD.OF HEALTH/RECYCLING/ENVIRONMENTAL-Dr. Daniel

RESOLUTION 72-09

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS RECEIVED FOR REMOVAL OF TREES AND STUMPS FOR THE YEAR 2010 AND AUTHORIZING THE BOROUGH CLERK TO READVERTISE WITH REVISED SPECIFICATIONS

(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

RESOLUTION 73-09
A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT
WITH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION RELATIVE TO THE GREEN CITIES ARE COOL
CITIES INITIATIVE
(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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

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

OLD BUSINESS-NONE

NEW BUSINESS

RESOLUTION 74-09
A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
RIVERTON AUTHORIZING THE DAY AND TIME FOR THE 2010
REORGANIZATION MEETING
(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

RESOLUTION 75-09
A RESOLUTION AUTHORIZING THE DAYS AND TIMES OF ALL COUNCIL
MEETINGS FOR 2010
(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye.

DRAFT: 2010 COUNCIL COMMITTEE ASSIGNMENTS. Council reviewed another draft of next year's Council Committee Assignments. A final decision should be reached by the 2010 Reorganization meeting.

HOLIDAY LUNCHEON Mayor Martin announced that the holiday luncheon would be held at his home on December 21, 2009 from 12 noon until 2:00pm.

CORRESPONDENCE

Mayor Martin read a letter from Herman Trout of the Residents' Council of Riverview Estates. They are providing a Shop Rite gift card that they would like Council to give to a family in need. Mayor Martin asked for some suggestions. Gene Bandine suggested giving it to the Food Pantry/Bank. It was the consensus of Council to concur with this suggestion.

RESOLUTION 76-09
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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Myers aye. It should be noted that a personnel matter will be discussed on the possible hiring of a full-time Police Officer.

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

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

Mary Longbottom, RMC
Municipal Clerk