

June 19, 2012
Regular Meeting

The Regular Meeting of the Evesham Township Council was called to order by Mayor Brown at 6:35 p.m. The meeting was held in the Meeting Room of the Evesham Township Municipal Complex at 984 Tuckerton Road, Marlton, NJ 08053.

Flag Salute.

Mayor Brown announced that the meeting was being held in accordance with the Open Public Meetings Act. Notice was sent to The Central Record and The Burlington County Times, posted on the Bulletin Board and sent to those who requested notification.

ROLL CALL: Present: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
Also Present: Interim Township Manager Cromie, Township Solicitor Gillespie; Township Engineer Staszewski, Finance Director Shanahan, Township Auditor Nehila, Township Clerk Bonfrisco, Recording Secretary Recigno

Mayor Brown announced that Township Clerk Millie Bonfrisco will be retiring in November. Mayor Brown stated that Ms. Bonfrisco has spent many years holding the town together and that he and Township Council wished her the best.

Mayor Brown went on to discuss the demolition of the Old Municipal Building on Main Street and wanted to dispel any rumors on what is being built on the site. Mayor Brown stated that there will be 58 high end rental apartments that have 1 and 2 bedrooms housed in three separate buildings. He said that construction should be completed by the end of August to the beginning of September with occupancy being started by January of 2013.

Mayor Brown also talked about the time capsule that was dug up during the demolition phase at the site. He stated that in 1966, when the building was dedicated, a time capsule was inserted in the cornerstone of the building. Mayor Brown introduced former Police Chief Nick Matteo who stated that he was called by Officer Dave Carlin, who is a history buff, about a the time capsule being on the site. Mr. Matteo rushed over and spoke with the foreman of the construction company who agreed to halt the demolition and had his crews dig down until the capsule was found. Mayor Brown talked about the items found and thanked Mr. Matteo for recovering the time capsule.

On a motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to move Preliminary Public Comment on Agenda Items to after Proclamations.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
 NAYE: XXXX
 ABSTAIN: XXXX

Motion Carried: 5-0

PROCLAMATIONS:

Thomas Magee, 12 Years of Dedicated Service as Evesham Township's D.A.R.E. Officer.

Mayor Brown introduced Officer Magee and stated that the DARE program is well received by the students and that they have a great deal of respect for Officer Magee. Mayor Brown then read the Proclamation into record.

Officer Magee introduced his family and thanked Mayor and Council for the honor. Officer Magee stated that when first assigned to the duty of DARE Officer, he did not want the assignment, but now loves it.

Mayor Brown stated that since the inception of the DARE program in schools, usage in childhood drugs have gone down.

Cherokee High School Varsity Baseball - South Jersey Group IV Champions

Mayor Brown introduced the coaches along with members of the baseball team that were present at the meeting.

Mayor Brown read the Proclamation into record.

COMMENDATION:

RESOLUTION NO. 166-2012 - EAGLE SCOUT - NICHOLAS ROMANO - TROOP 14

Mayor Brown introduced Nick Romano and asked him to tell the audience something about himself. Mr. Romano stated he attends BCIT and is going into the 12th grade. Mayor Brown read the Commendation in to record and spoke to Mr. Romano about the special needs holiday party he put together. Mr. Romano stated that he collected over \$2,000 worth of gifts for children housed at St. Nicholas' and that normally each child receives one gift, but actually received 3 gifts each.

Mayor Brown thanked Mr. Romano for his dedication and wished him luck in future endeavors.

PRESENTATION:

32nd Annual City to Shore MS Bike Tour - September 29 and 30, 2012

Mr. Lloyd Humphrey thanked Mayor and Council on behalf of the MS Bike Tour and went on to state that without the backing of law enforcement and emergency management personnel in all the towns the bike tour would not be successful. Mr. Humphrey stated that there are over 7,000 bikes and because of Evesham's cooperation in closing roads the event runs smoothly. He went on to state that last year the MS Bike Tour raised over \$5 million dollars.

PRELIMINARY PUBLIC COMMENT ON AGENDA ITEMS

There being no public comment on agenda items, preliminary public comment was closed.

Mayor Brown called for a motion to adopt Resolution No. 166-2012, Eagle Scout - Nicholas Romano - Troop 14.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Resolution No. 166-2012.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown

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NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

WORK SESSION

1. Summer Meeting Schedule
Discussion was on held the summer schedule with a consensus of meetings being held on June 27, July 10, July 25 and August 21.
2. Commercial Property Maintenance
Mayor Brown stated that residents are held to a certain standard relative to property maintenance and that he and Nancy Jamanow, Director of Community Development drove around looking at commercial properties throughout the Township. Mayor Brown then asked Ms. Jamanow to speak about the subject. Ms. Jamanow stated she reviewed current laws and that maintenance of commercial properties was covered under Chapter 133 of the Township Code. Ms. Jamanow suggested that language in the Code be strengthened. Discussion followed on redevelopment vs. maintenance and amendments to the Code to provide for strengthening and enforcement.
3. Review of Township Sign Ordinance
Mayor Brown gave review on sign enforcement and requested Ms. Jamanow to bring Township Council up to date on reasons for review. Ms. Jamanow stated that businesses in town are displaying temporary signage, but with no restrictions on time frame, the signs are being displayed on a permanent basis. Discussion followed on the difference between temporary and permanent and ways to enforce the current ordinance, and need for amendments to the Code.

ORDINANCES – SECOND READING

ORDINANCE NO. 14-6-2012 - CALENDAR YEAR 2012 MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

Mayor Brown opened Public Hearing.

There being no public comment, Mayor Brown called for a motion to close public hearing.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to close public hearing.

Recorded vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Ordinance No. 14-6-2012

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

ORDINANCE NO. 15-6-2012 - AMENDING SUBSECTION 150-32 OF THE CODE OF THE TOWNSHIP OF EVESHAM PROHIBITING PARKING ON A PORTION OF BRANDYWINE DRIVE

Mayor Brown opened Public Hearing.

There being no public comment, Mayor Brown called for a motion to close public hearing.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to close public hearing.

Recorded vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Ordinance No. 15-6-2012

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

ADOPTION OF 2012 MUNICIPAL BUDGET

RESOLUTIONS:

RESOLUTION NO. 167-2012 - 2012 MUNICIPAL BUDGET ANNUAL BUDGET EXAMINATION

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Resolution No. 167-2012.

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Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

RESOLUTION NO. 168-2012 - BUDGET BY TITLE

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Resolution No. 168-2012.

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

Public Hearing - 2012 Municipal Budget

Mayor Brown opened public hearing for the 2012 Municipal Budget. There being no public comment, public hearing was closed.

RESOLUTION NO. 169-2012 - ADOPTION OF THE 2012 MUNICIPAL BUDGET

On motion by Councilman Croft, seconded by Councilman D'Andrea, it was moved to adopt Resolution No. 169-2012.

Council Comment: Mayor Brown expressed his thanks to Interim Manager Cromie, Finance Director Shanahan, Treasurer Peddicord, Auditor Nehila and all Department Heads for their hard work.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

ORDINANCES – FIRST READING

ORDINANCE NO. 16-7-2012 - AN ORDINANCE AMENDING THE LAND USE CODE OF THE TOWNSHIP OF EVESHAM, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 161, AFFORDABLE HOUSING, SO AS TO ADD NEW ARTICLE 6 ENTITLED "DOWN PAYMENT ASSISTANCE PROGRAM"

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On motion by Councilman Croft, seconded by Councilman D'Andrea, it was moved to introduce Ordinance No. 16-7-2012 with public hearing and adoption date of July 25, 2012.

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

Upon further discussion of the provisions of this ordinance, it was determined that amendments would be necessary.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to rescind introduction of Ordinance No. 16-7-2012 and place it on the agenda of the July 10, 2012 regular Township Council meeting.

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

ORDINANCE NO. 17-7-2012 - AMENDMENT TO CHAPTER 72 OF THE CODE OF THE TOWNSHIP OF EVESHAM - FEES

On motion by Councilman D'Andrea, seconded by Councilwoman Hackman, it was moved to introduce Ordinance 17-7-2012 with a public hearing and adoption date of July 10, 2012

Council Comment: Councilman D'Andrea stated that he looked at peer towns for comparable rates and also looked into sponsorship signage at the turf field to generate revenues. Councilman D'Andrea also stated he is researching the possibility of street banners with business sponsorship for a fee, and a time frame for hanging them up.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

ORDINANCE NO. 18-7-2012 - AN ORDINANCE AUTHORIZING LEASE OF PUBLICLY OWNED FACILITY KNOWN AS INDIAN SPRING GOLF COURSE AND RELATED AMENITIES.

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On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to introduce Ordinance No. 18-7-2012 with a public hearing and adoption date of July 10, 2012.

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

RESOLUTIONS

RESOLUTION NO. 171-2012 RESOLUTION APPROVING UPDATED AFFORDABLE HOUSING TRUST ACCOUNT SPENDING PLAN IN COMPLIANCE WITH P.L. 2008, c.46 AND AUTHORIZING ITS SUBMISSION TO THE DEPARTMENT OF COMMUNITY AFFAIRS/COUNCIL ON AFFORDABLE HOUSING FOR REVIEW AND APPROVAL.

Ron Morgan, the Township's Counsel for Affordable Housing, gave an overview of Resolution No. 171-2012. Mr. Morgan expressed concern that one household would be eligible for two grants and the monies would not be used in the purpose it was intended. Mr. Morgan went on to explain the process in which a resident applies for grants.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Resolution No. 171-2012.

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

CONSENT AGENDA

RESOLUTIONS

RESOLUTION NO. 172-2012 - AMENDMENT TO CONTRACT - 2010 ROAD PROGRAM RESURFACING OF BRADDOCK MILL ROAD AND AUTHORIZATION OF CHANGE ORDER NO. 1 WITH RESPECT THERETO

RESOLUTION NO. 173-2012 - AMENDMENT TO CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES - BLACK RUN PRESERVE PEDESTRIAN/BIKE TRAIL

RESOLUTION NO. 174-2012 - AMENDING RESOLUTION NO. 262-2011 -
AUTHORIZING THE FUNDING OF THE TOWNSHIP OF EVESHAM'S SHARE OF THE
MAACS CONTRACT WITH AVR RESOURCE GROUP, INC.

RESOLUTION NO. 175-2012 - AWARD OF CONTRACT FOR ENGINEERING
SERVICES - EVESBORO-DOWNS RECREATION COMPLEX - ATHLETIC FIELD
MODIFICATION - CONSTRUCTION MANAGEMENT - PHASE 2 - LONG TERM
MAINTENANCE - BLOCK 9, LOT 9.02

RESOLUTION NO. 176-2012 - AWARD OF CONTRACT FOR ADDITIONAL
ENGINEERING DESIGN SERVICES AND CONSTRUCTION
MANAGEMENT/INSPECTION SERVICES - TOMLINSON MILL ROAD

RESOLUTION NO. 177-2012 - AWARD OF CONTRACT FOR PROFESSIONAL
ENGINEERING DESIGN SERVICES - SALT STORAGE BUILDING FOR
DEPARTMENT OF PUBLIC WORKS

RESOLUTION NO. 178-2012 - AWARD OF CONTRACT FOR PROFESSIONAL
ENGINEERING SERVICES - BLACK RUN PRESERVE PEDESTRIAN/BIKE TRAIL -
CONSTRUCTION MANAGEMENT/INSPECTION SERVICES

RESOLUTION NO. 179-2012 - AWARD OF CONTRACT - DUTCH ROAD GUIDERAIL
INSTALLATION

RESOLUTION NO. 180-2012 - AWARD OF CONTRACT - 2012 SUPPLY AND
INSTALL FENCE AT EVESBORO-DOWNS ATHLETIC FACILITY - DEPARTMENT OF
PUBLIC WORKS

RESOLUTION NO. 181-2012 - AWARD OF CONTRACT FOR THE PURCHASE OF
2012 PANASONIC ARBITRATOR 360 OR APPROVED EQUIVALENT MOBILE
DIGITAL VIDEO SYSTEMS EQUIPMENT - POLICE DEPARTMENT

RESOLUTION NO. 182-2012 - AWARD OF CONTRACT - 2012 TREE AND STUMP
REMOVAL AND TREE TRIMMING SERVICES - DEPARTMENT OF PUBLIC WORKS

RESOLUTION NO. 183-2012 - AWARD OF CONTRACT - 2012 TIRE PURCHASES
AND RELATED SERVICES - DEPARTMENT OF PUBLIC WORKS

RESOLUTION NO. 184-2012 - AWARD OF CONTRACT - 2011 ROAD PROGRAM -
RESURFACING OF COOPER AVENUE

RESOLUTION NO. 185-2012 - AWARD OF CONTRACT - CONSTRUCTION OF
BLACK RUN PRESERVE PEDESTRIAN/BIKE TRAIL

RESOLUTION NO. 186-2012 - A RESOLUTION AUTHORIZING THE AWARD OF A
CONTRACT FOR THE PURCHASE OF COMPUTERS AND PARTS THROUGH THE
STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM I-NJCP - DELL
MARKETING LP

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RESOLUTION NO. 187-2012 - A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF A SUPER DUTY DUMP TRUCK (2012 FORD F550 CHASSIS CAB AND OPTIONS) THROUGH THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM I-NJCP-DFFLM, LLC

RESOLUTION NO. 188-2012 - 2012-2013 RENEWAL OF LIQUOR LICENSES

RESOLUTION NO. 189-2012 - RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT FOR THE N. ELMWOOD ROAD PEDESTRIAN SAFETY IMPROVEMENT PROJECT

RESOLUTION NO. 190-2012 - RESOLUTION ADOPTING THE FORESTRY MANAGEMENT PLAN FOR THE TOWNSHIP OF EVESHAM

RESOLUTION NO. 191-2012 - RESOLUTION AUTHORIZING THE TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C. 72

RESOLUTION NO. 192-2012 - RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF PROPERTY TAXES - BLOCK 13.17, LOT 4 - 100% TOTALLY AND PERMANENTLY DISABLED VETERAN

RESOLUTION NO. 193-2012 - CLOSING OF A PORTION OF KETTLE RUN ROAD - NATIONAL MULTIPLE SCLEROSIS SOCIETY - 32ND ANNUAL CITY TO SHORE MS BIKE TOUR.

RESOLUTION NO. 194-2012 - TEMPORARILY WAIVING PROVISIONS OF CHAPTER 150-8 OF THE CODE OF THE TOWNSHIP OF EVESHAM REGULATING STOPPING OR STANDING PROHIBITED - CROWN ROYAL PARKWAY AND KINGS GRANT DRIVE - (VARIOUS DATES IN JUNE, JULY AND AUGUST 2012)

RESOLUTION NO. 195-2012 - REDUCTION OF PERFORMANCE GUARANTEE - THE SANCTUARY - SECTION 7 - ON-SITE IMPROVEMENTS

RESOLUTION NO. 196-2012 - RELEASE OF PERFORMANCE GUARANTEE - CAPITAL TELECOM ACQUISITION, LLC - BLOCK 9, LOT 2.01, 2.05, 2.08 & 2.09 - ON-SITE IMPROVEMENTS

RESOLUTION NO. 197-2012 - RELEASE OF PERFORMANCE GUARANTEE - CAPITAL TELECOM ACQUISITION, LLC - BLOCK 9, LOT 2.01, 2.05, 2.08 & 2.09 (115 EVESBORO-MEDFORD ROAD) - LANDSCAPING IMPROVEMENTS

RESOLUTION NO. 198-2012 - RELEASE OF MAINTENANCE GUARANTEE - SOBELESKI TRACT - (A/K/A CROFTON CHASE ESTATES) - BLOCK 11.49, LOT 31 - ON-SITE IMPROVEMENTS

RESOLUTION NO. 199-2012 - RELEASE OF MAINTENANCE (CASH) GUARANTEE - THE SANCTUARY, SECTION IV - TOPSOIL AND SEEDING ISSUES WITHIN THE RIGHTS OF WAY - LANDSCAPING IMPROVEMENTS

RESOLUTION NO. 200-2012 - CALL OF PERFORMANCE GUARANTEE - FOREST LAKES AT THE SANCTUARY - SECTION 5B - ON-SITE IMPROVEMENTS**MOTIONS:**Approval of Application for Special Permit for Social Affair

Church of St. Isaac Jogues - Social Affair

September 28, 2012 - St. Isaac Jogues Holy Family Catechetical Center

Proceeds Accrue to Building Fund and the Poor

Mayor Brown called for a motion to table Resolution No. 185-2012

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to table Resolution No. 185-2012Council Comments: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
 NAYE: XXXX
 ABSTAIN: XXXX

Motion Carried: 5-0

Mayor Brown called for any separations.

Councilman D'Andrea requested separation of Resolution No. 196-2012 and Resolution No. 197-2012

Deputy Mayor Zeuli requested separation of Resolution No. 195-2012

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adopt Resolution No. 195-2012.Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Mayor Brown
 NAYE: XXXX
 ABSTAIN: Zeuli

Motion Carried: 4-0-1On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adopt Resolution No. 196-2012Council Comment: None

Recorded Vote: AYE: Croft, Hackman, Zeuli, Mayor Brown
 NAYE: XXXX
 ABSTAIN: D'Andrea

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Motion Carried: 4-0-1

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adopt Resolution No. 197-2012

Council Comment: None

Recorded Vote: AYE: Croft, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: D'Andrea

Motion Carried: 4-0-1

On motion by Councilman Croft, seconded by Councilwoman Hackman, it was moved to adopt Resolutions No. 172-2012 through 184-2012 and Resolutions No. 186-2012 through 194-2012 and Resolutions No. 198-2012 through 200-2012, including the Motion.

Council Comment: None

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

PUBLIC COMMENT:

There being no public comment, public comment was closed.

STAFF COMMENTS:

1. Manager's Report - Nothing to report at this time
2. Solicitor's Report - Mr. Gillespie suggested voting on the summer schedule for Township Council meeting.

On motion by Councilman Croft, seconded by Councilwoman Hackman, it was moved to amend the schedule of meetings, from July 17 to July 10 and July 25.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
NAYE: XXXX
ABSTAIN: XXXX

Motion Carried: 5-0

3. Engineer's Report - Mr. Staszewski gave an update on Carlton Road Phase I, Cooper Avenue, Carlton Avenue - Phase 2.
4. Clerk's Report - Nothing at this time.

Monica Vandenberg, Director of Recreation and Senior Services reminded everyone about the 4th of July parade festivities.

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COUNCIL COMMENTS:

Councilwoman Hackman expressed her gratitude for the work done by staff on the 2012 Municipal Budget.

Councilman D'Andrea echoed Councilwoman Hackman's statement

Councilman Croft and Deputy Mayor Zeuli, stated they also were happy with the work done on the 2012 Municipal Budget

Mayor Brown requested the fencing at the 90 foot baseball field be looked at to replace and also stated that the Summer Camp season has kicked off and looks good with full and half day sessions being held.

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adjourn the meeting.

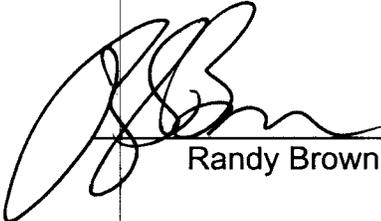
Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Mayor Brown
 NAYE: XXXX
 ABSTAIN: XXXX

Motion Carried: 5-0

Meeting adjourned: 8:40 p.m.



Carmela Bonfrisco, Township Clerk



Randy Brown, Mayor



Gloria Recigno, Recording Secretary

Submitted: 6/28/12

Approved: July 10, 2012