

June 25, 2013
Regular Meeting

The Regular Meeting of the Evesham Township Council was called to order by Mayor Brown at 6:37p.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 The Central Record and The Burlington County Times, posted on the Bulletin Board and sent to those who requested notification.

ROLL CALL: Present: D'Andrea, DiEnna, Hackman, Zeuli,
Mayor Brown

Absent: XXX

Also Present: Township Manager Cromie, Township Solicitor Gillespie, Township Engineer Cantwell, Township Auditor Nehila, Deputy Manager of Finance Shanahan, Community Development Director Jamanow, Deputy Township Manager of Community Affairs Vandenberg, Township Clerk Friddell, Deputy Township Clerk Schmitt

APPROVAL OF MINUTES

Regular Meeting - April 23, 2013

On motion by Deputy Mayor Hackman, seconded by Councilman Zeuli, it was moved to approve the above listed minutes.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Mayor Brown requested a motion to move Preliminary Public Comment on Agenda Items Only to after the Proclamations.

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to move Preliminary Public Comment on Agenda Items Only to after the Proclamations.

Recorded Vote: All Ayes

Motion Carried 5-0.

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Mayor Brown introduced Council and the Township Professionals to those in attendance.

PROCLAMATIONS

Retirement of Police Chief Michael Barth

Mayor Brown read the Proclamation into record and congratulated Chief Barth on his retirement. Mayor Brown stated that the Chief has done an incredible job during his tenure and wished him well in his future endeavors. Sandy Student presented Chief Barth with a United States flag that had been flown over the United States Capitol accompanied by a letter of authenticity. Officer Tom Campbell said a few words expressing the sentiment of the Police Department and congratulated the Chief on his retirement.

Cherokee High School Class of 2013

Valedictorian - Sara Speight

Mayor Brown read the Proclamation into record and congratulated Sara Speight on her academic and athletic success during high school.

Salutatorian - Martin John Costello

Mayor Brown read the Proclamation into record and congratulated Martin John Costello on his academic success and his participation in extra curricular activities.

Laura Sweeney - 2013 Philadelphia Big-Five Scholar Athlete of the Year

Mayor Brown read the Proclamation into record and congratulated Laura Sweeney on achieving the status of Big-Five Scholar Athlete of the Year.

Marlton Recreation Council - Special Needs Soccer Program

Mayor Brown expressed his gratitude to the members of the TOPSoccer Program. Councilman D'Andrea read the proclamation into record and spoke about the implementation of the program, the dedication of the volunteers, and the plans to expand the program to other sports.

Mayor Brown called for a recess at 7:28p.m. Council reconvened at 7:43p.m.

PRELIMINARY PUBLIC COMMENT ON AGENDA ITEMS ONLY

None.

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ORDINANCES

SECOND READING

Ordinance No. 14-6-2013 - An Ordinance of the Township of Evesham Accepting a Drainage Easement Over a Portion of Block 48, Lot 2.02

Mayor Brown opened the public hearing.

There being no comments, Mayor Brown requested a motion to close the Public Hearing.

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to close the public hearing on Ordinance No. 14-6-2013.

Recorded Vote: All Ayes

Motion Carried 5-0.

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to adopt Ordinance No. 14-6-2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Ordinance No. 15-6-2013 - Amending Section 160-32.A(3) of the Land Use Code of the Township of Evesham - Parking Requirements for "Doctor's/Dentist's Office"

Mayor Brown opened the public hearing.

There being no comments, Mayor Brown requested a motion to close the Public Hearing.

On motion by Deputy Mayor Hackman, seconded by Councilman Zeuli, it was moved to close the public hearing on Ordinance No. 15-6-2013.

Recorded Vote: All Ayes

Motion Carried 5-0.

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to adopt Ordinance No. 15-6-2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Ordinance No. 18-6-013 - An Ordinance of the Township of Evesham Amending the Code of the Township of Evesham by Adding a New Chapter 112 Entitled: "Precious Metals, Gems, and Secondhand Goods"

Mayor Brown opened the public hearing.

Angelo Breaux of 110 Christopher Mill Road, Medford, New Jersey, owner of Family Jewelers in Marlton, New Jersey commended Council and the Police Department on initiating an Ordinance governing precious metals, gems, and secondhand goods. Mr. Breaux commented that this ordinance is a win for all community jewelers.

Mayor Brown commented that he has received emails from residents whose homes have been burglarized supporting this ordinance.

Mayor Brown requested a motion to close the Public Hearing.

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to close the public hearing on Ordinance No. 18-6-2013.

Recorded Vote: All Ayes

Motion Carried 5-0.

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Ordinance No. 18-6-2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Ordinance No. 19-6-2013 - A Supplemental Bond Ordinance of the Township of Evesham, in the County of Burlington, New Jersey, Providing for the Improvements to the Township's Golf Course and Facilities and Related Expenses in and for the Township, and

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Making an Appropriation of \$315,000 Therefor, and Providing for the Issuance of \$300,000 in Golf Course Utility Bonds or Notes of the Township of Evesham to Finance the Same

Mayor Brown opened the public hearing.

There being no comments, Mayor Brown requested a motion to close the Public Hearing.

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to close the public hearing on Ordinance No. 19-6-2013.

Recorded Vote: All Ayes

Motion Carried 5-0.

On motion by Councilman D'Andrea, seconded by Councilman DiEnna, it was moved to adopt Ordinance No. 19-6-2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

ORDINANCES

FIRST READING

Ordinance No. 20-7-2013 - An Ordinance Authorizing the Establishment of a Provisional "Pilot" Program for the Utilization of Temporary Signs within Certain Commercial Zones within the Township

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to introduce Ordinance No. 20-7-2013 with the earliest possible Public Hearing and Adoption Date of July 23, 2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

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Ordinance No. 22-7-2013 - An Ordinance Revising Portions of Article IV, Sign Regulations 160-75 Signs and 160-76 Historic District Signs, and Chapter 161; Section 161.1 C. (4) Service Stations

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to introduce Ordinance No. 22-7-2013 with the earliest possible Public Hearing and Adoption Date of July 23, 2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

INTRODUCTION OF 2013 MUNICIPAL BUDGET

Ordinance No. 21-7-2013 - Calendar Year 2013 Model Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14

On motion by Deputy Mayor Hackman, seconded by Councilman Zeuli, it was moved to introduce Ordinance No. 21-7-2013 with the earliest possible Public Hearing and Adoption Date of July 9, 2013.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

RESOLUTIONS

Resolution No. 158-2013 - Resolution to Use Alternate Tax Collection Rate Pursuant to N.J.S.A. 40A:4-41 for Use in the 2013 Municipal Budget

On motion by Deputy Mayor Hackman, seconded by Councilman Zeuli, it was moved to adopt Resolution No. 158-2013.

Recorded vote on Resolution No. 158+2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0.

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Resolution No. 159-2013 - Introduction of the 2013 Municipal Budget of the Township of Evesham by Title

Comments

Councilman D'Andrea opened discussion by inquiring about the status of the tax appeal bill proposed in the State Senate. Mayor Brown commented that there has not been any further discussion within the State Senate regarding action on this bill.

Discussion continued with regard to the status of the Township's finances if the budget was not introduced at this time.

Councilman DiEnna commented that there would be no tax increase if the State would allow the Township to recoup tax appeal losses.

Councilman Zeuli stated that the Township will not get any assistance from the state; however, the Township must still meet the needs of the residents.

Deputy Mayor Hackman stated that the State apparently does not want to deal with the tax appeal issue.

On motion by Councilman DiEnna, seconded by Deputy Mayor Hackman, it was moved to adopt Resolution No. 159-2013.

Recorded vote on Resolution No. 159-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown

Nay: XXX

Abstain: XXX

Motion Carried: 5-0.

RESOLUTIONS

Resolution No. 160-2013 - Appointment of Planning Board Member - Class III Councilperson

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to adopt Resolution No. 160-2013 inserting the name Steve Zeuli.

Recorded vote on Resolution No. 160-2013

Aye: D'Andrea, DiEnna, Hackman, Brown

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Nay: XXX
Abstain: Zeuli

Motion Carried: 4-0-1.

Resolution No. 161-2013 - Appointment of Planning Board Member -
Class IV Resident

On motion by Deputy Mayor Hackman, seconded by Councilman
D'Andrea, it was moved to adopt Resolution No. 161-2013
inserting the name Jay Parikh.

Recorded vote on Resolution No. 161-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0.

Resolution No. 162-2013 - Appointment of Planning Board Member -
Class IV Resident

On motion by Deputy Mayor Hackman, seconded by Councilman
D'Andrea, it was moved to adopt Resolution No. 162-2013
inserting the name Dominick Marandola.

Recorded vote on Resolution No. 162-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0.

Resolution No. 163-2013 - Appointment of Planning Board Member -
Class IV Resident

On motion by Deputy Mayor Hackman, seconded by Councilman
D'Andrea, it was moved to adopt Resolution No. 163-2013
inserting the name Ted Lowden.

Recorded vote on Resolution No. 163-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

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Motion Carried: 5-0

Resolution No. 164-2013 - Appointment of Planning Board Member -
Class IV Alternate No. 1 School Board Representative

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to adopt Resolution No. 164-2013 inserting the name Jay Levenson.

Recorded vote on Resolution No. 164-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0

Resolution No. 165-2013 - Appointment to the Zoning Board of
Adjustment - Regular Member

On motion by Deputy Mayor Hackman, seconded by Councilman D'Andrea, it was moved to adopt Resolution No. 165-2013 inserting the name Sandy Student.

Recorded vote on Resolution No. 165-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0

Resolution No. 166-2013 - Appointment to the Zoning Board of
Adjustment - Regular Member

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 166-2013 inserting the name Richard Bernstein.

Recorded vote on Resolution No. 166-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0

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Resolution No. 167-2013 - Appointment to the Zoning Board of Adjustment - Alternate No. 1 Member

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 167-2013 inserting the name Stuart Alperin.

Recorded vote on Resolution No. 167-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0

Resolution No. 168-2013 - Appointment to the Zoning Board of Adjustment - Alternate No. 3 Member

Resolution No. 169-2013 - Appointment to the Zoning Board of Adjustment - Alternate No. 4 Member

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to table Resolution No. 168-2013 and Resolution No. 169-2013.

Recorded vote on Resolution No. 168-2013 and Resolution No. 169-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0

CONSENT AGENDA

Resolution No. 136-2013 - Ratification of Commendation - Eagle Scout Michael John Meehan - Troop 14

Resolution No. 171-2013 - Renewal of Contract - 2012 Truck Parts - Department of Public Works

Resolution No. 172-2013 - 2013-2014 Renewal of Liquor Licenses

Resolution No. 173-2013 - Authorizing Application for the 2013 County Municipal Park Development Grant Program

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Resolution No. 174-2013 - Resolution Authorizing the Cancellation and Refund of Property Taxes - Block 51.02, Lot 24 - Spouse of 100% Totally Disabled Veteran

Resolution No. 175-2013 - Release Maintenance Guarantee - Bank of America - Block 21, Lot 1.01 - On-Site Improvements

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 136-2013 and Resolutions No. 171-2013 through Resolutions No. 175-2013.

Recorded vote on Resolution No. 136-2013 and Resolutions No. 171-2013 through Resolutions No. 175-2013

Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown
Nay: XXX
Abstain: XXX

Motion Carried: 5-0

PUBLIC COMMENT

None.

STAFF COMMENTS

Mayor Brown expressed his condolences to Deputy Manager of Community Affairs Vandenberg on the loss of her father.

Deputy Mayor of Community Affairs Vandenberg reminded everyone of the 4th of July celebration scheduled from 8:30a.m. to 9:30p.m.

COUNCIL COMMENTS

Deputy Mayor Hackman thanked Donna Kehoe from the Youth Advisory Committee for gathering so many middle school children to be buddies in the TOPSoccer Program.

Councilman DiEnna commented that at a recent athletic tournament held at the Township Recreation fields he received several positive comments from out of town residents who were impressed with the Evesham Township Recreation facilities and the new playground.

Councilman D'Andrea thanked Mayor Brown for supporting the TOPSoccer Program and thanked everyone who was involved in the program's success.

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Mayor Brown commended Councilman D'Andrea and all those involved in the TOPSoccer Program on their initiative in starting the program.

On motion by Councilman D'Andrea, seconded by Deputy Mayor Hackman, it was moved to adjourn the meeting.

Recorded Vote: AYE: All Ayes.
NAY: XXX
Abstain: XXX

Motion Carried 5-0.

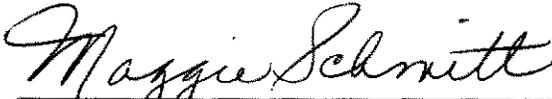
Meeting adjourned at 8:36p.m.



Lori Friddell, Township Clerk



Randy Brown, Mayor



Maggie Schmitt, Deputy Township Clerk

Submitted: July 30, 2013

Approved: August 6, 2013