

September 17, 2013
Regular Meeting

The Regular Meeting of the Evesham Township Council was called to order by Deputy Mayor Hackman at 6:00p.m. The meeting was held in the Meeting Room of the Evesham Township Municipal Complex at 984 Tuckerton Road, Marlton, NJ 08053.

Flag Salute.

Deputy Mayor Hackman 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 (via phone 6:00p.m., arrived
6:12p.m.)
Absent: XXX
Also Present: Township Manager Cromie, Township
Solicitor Gillespie (departed 6:25p.m.),
Township Engineer Staszewski (arrived
6:07p.m.), Deputy Manager of Finance
Shanahan, Deputy Manager of Community
Affairs Vandenberg, Director of Community
Development Jamanow, Township Clerk
Fridell, Deputy Township Clerk Schmitt

APPROVAL OF MINUTES

Regular Meeting - July 9, 2013

On motion by Councilman D'Andrea, seconded by Councilman DiEnna, 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.

RESOLUTION

Resolution No. 249-2013 - Resolution Authorizing the Mayor, Township Council and Support Staff to Meet in Private Session and Authorizing the Exclusion of the Public from that Portion of the Meeting Dealing with Specific Issues Requiring Non-Public Discussion - Topic: Litigation

On motion by Councilman D'Andrea, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 249-2013.

Recorded Vote: All Ayes

Motion Carried: 5-0.

Council convened in Executive Session at 6:05p.m.

On motion by Councilman D'Andrea, seconded by Deputy Mayor Hackman, it was moved to come out of Executive Session.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown
NAYE: XXX
ABSTAIN: XXX

Motion Carried: 5-0.

Council concluded executive session at 6:25p.m.

Council continued in open session at 6:37p.m.

PROCLAMATIONS

Joe Fisicaro, Sr. - Appointment as Vice-President NJ State Board of Education

Mayor Brown read the proclamation into record recognizing the election of Joe Fisicaro, Sr. to Vice-President of the NJ State Board of Education and thanked him for his many years of dedication and commitment to the Township of Evesham.

Municipal Utilities Authority Employees - In Recognition of Superior Customer Service

Mayor Brown explained to those in attendance the emergency situation that led up to the exemplary customer service of the Municipal Utilities Authority employees and read the Proclamation into record. He introduced and thanked each employee for their dedication to the township residents. Jeff Rollins, Interim Executive Director of the MUA spoke briefly about each employee's role and their dedication to the job.

Councilman DiEnna introduced Jeff Rollins as the new Executive Director of the MUA and explained the functions of the MUA and how fortunate the residents are for these services.

Marlton Recreation Council Baseball - 2013 District 5 Champions
- 2013 Southern NJ State Champions - Marlton Reds - 8 yr old,
Marlton Reds - 9 yr old, Marlton Cardinals - 11 yr old

September 17, 2013
Regular Meeting

Mayor Brown read each Proclamation into record, introduced the team members and coaches, and congratulated each team on their success.

A brief recess occurred between 7:30p.m. and 7:45p.m.

PRELIMINARY PUBLIC COMMENT ON AGENDA ITEMS ONLY

Dave Goldberg of 100 Lowell Drive, Marlton, New Jersey addressed Council with concerns over the development of the parcel of land bordering the Legacy Oaks Development, which is currently owned by the Township. Mr. Goldberg stated that he would like to be informed about any potential action taken on this property.

Mayor Brown encouraged Mr. Goldberg to bring ideas about potential development from the homeowner's committees. He also informed Mr. Goldberg that prior to going forward with any development of the property, Council would create a Mayor's Advisory Board to gain feedback from the residents.

WORK SESSION

1. Recreation Fees - Discussion

Director of Community Affairs Vandenberg provided an overview of the current recreation fees and requested some minor changes to the current fee schedule to support uniformity.

Discussion continued on current and proposed fees and it was suggested that non-local fees could be earmarked to the dedicated trust by rider for the Evesham Recreation Center Complex.

Ms. Vandenberg also gave an overview on the township sponsored summer camp and mentioned that the Farmer's Market is in its third week.

Mayor Brown thanked the Rothman Institute for their sponsorship of the Harvest Fest.

2. Sale of Township Property

Discussion was not held.

ORDINANCES

SECOND READING

Ordinance No. 25-9-2013 - An Ordinance to Amend Ordinance 23-8-2013, Concerning the Evesham Crossroads Overlay ("EVCO") District

Mayor Brown called for a motion to open the public hearing.

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to open the public hearing on Ordinance No. 25-9-2013.

Recorded Vote: All Ayes

Motion Carried 5-0.

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. 25-9-2013.

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. 25-9-2013.

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

Motion Carried 5-0.

Ordinance No. 26-9-2013 - An Ordinance to Amend Chapter 26 Section 3 of the Code of the Township of Evesham Relating to the Police Department Composition

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. 26-9-2013.

Recorded Vote: All Ayes

Motion Carried 5-0.

September 17, 2013
Regular Meeting

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Ordinance No. 26-9-2013.

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

Motion Carried 5-0.

RESOLUTIONS

Resolution No. 250-2013 - Resolution Authorizing Execution of Affordable Housing Agreement with MiPRO Homes, LLC Resolving Affordable Housing Issues Associated with the Hayverhill II Inclusionary Subdivision

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 250-2013.

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

Motion Carried 5-0.

Mayor Brown discussed the increase in the per unit price.

Resolution No. 251-2013 - Resolution Urging New Jersey State League of Municipalities to Endorse A-1503/S-1896

On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 251-2013.

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

Motion Carried 5-0.

CONSENT AGENDA

Resolution No. 252-2013 - Award of Contract - One (1) 2013 or Current Model Year New and Unused Rubber Track Excavator with Option #1 (Two Year Warranty) - Department of Public Works

Resolution No. 253-2013 - Award of Contract - Purchase of Automotive Parts Through the State of New Jersey Cooperative Purchasing Program I-NJCP

September 17, 2013
Regular Meeting

Resolution No. 254-2013 - Amendment to Contract and Authorization of Change Order Request No. 2 - Resurfacing of Carlton Avenue - Phase II

Resolution No. 256-2013 - Renewal of Contract - 2012 Leaf Disposal/Recycling Contract Period October 16, 2013 to October 15, 2014 - Department of Public Works

Resolution No. 257-2013 - Renewal of Contract - 2012 Leaf Disposal/Recycling with Transportation Hauling Option - Contract Period October 16, 2013 to October 15, 2014 - Department of Public Works

Resolution No. 258-2013 - Rescinding Resolution No. 201-2013 - Relating to the Calling the Maintenance Guarantee for Drainage Improvements to Pelham Road

Resolution No. 259-2013 - Authorizing Sale of Surplus Property

Resolution No. 260-2013 - Resolution for Approval to Submit a Grant Application and Execute a Grant Agreement for the Sycamore Road Improvement Project

Resolution No. 261-2013 - Requesting Approval of the Direction of the DLGS to Establish a Dedicated Trust by Rider for Acceptance of Donations for the Evesham Recreation Center Complex Pursuant to N.J.S.A. 40A:5-29

Resolution No. 262-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - 2013 ANJEC Open Space Grants Environmental Commission

Resolution No. 263-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - FY 2013 Clean Communities Grant

Resolution No. 264-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - 2012 Burlington County Municipal Park Development Program Grant

Resolution No. 265-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - NJ DOT Highway Safety Fund Grant Program FY 2013

Resolution No. 266-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund

September 17, 2013
Regular Meeting

Resolution No. 267-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - 2013 Transportation Demand Management Reimbursement Grant Program

Resolution No. 268-2013 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - Drunk Driving Enforcement Fund - DWI Checkpoint

Resolution No. 269-2013 - Resolution to Amend Resolution No. 94-2013 - Closing of Portion of Main Street for 2013 Evesham Harvest Fest, Subject to Approval of Burlington County Board of Chosen Freeholders

Resolution No. 270-2013 - Policies and Procedures Regarding Post-Issuance Compliance of Federal Tax Requirements Regarding Tax-Exempt Debt Issues

Resolution No. 271-2013 - Refund of Overpayment of Taxes - AMC Theatres of New Jersey, Inc. - Block 6.04, Lot 5 (Tax Court Judgment)

Resolution No. 272-2013 - Transfer of Overpayment of Taxes

Resolution No. 273-2013 - Authorizing Person-to-Person Transfer of Plenary Retail Consumption License No. 031-33-001-013 from Snyderman Restaurant Group, Inc. to BFG/FPS of Marlton Partnership

Resolution No. 274-2013 - Release of Performance Guarantee - Marlton Assembly of God - Phase IV - Block 19, Lot 1 - Landscaping Improvements

Resolution No. 275-2013 - Release of Maintenance Guarantee - Sovereign Grace Church - Phase I - Block 6, Lots 3 & 3.02 - On-Site Improvements

MOTIONS

Approval of Application for Special Permit for Social Affair Marlton Rotary Club 5957

Beer Tasting - October 11, 2013 - Gibson House
Proceeds to Support Dictionary Project for all 3rd Grade Students in Evesham

Approval of Application for Special Permit for Social Affair Jersey Sound Chorus of Sweet Adelines Intl.
Spaghetti Dinner - November 2, 2013 - Gibson House
Proceeds Accrue to the Jersey Sound Chorus Operating Expenses

September 17, 2013
Regular Meeting

Approval of Application for Special Permit for Social Affair
Church of St. Isaac Jogues
Casino Night - February 14, 2014
3 Lord Place Holy Family Catechetical Center
Proceeds to Benefit St. Isaac Jogues Building Fund and the Poor

Mayor Brown called for any separations.

There being no separations, Mayor Brown called for a vote on the Consent Agenda.

One motion by Councilman DiEnna, seconded by Deputy Mayor Hackman, it was moved to adopt Resolutions No. 252-2013 through Resolutions No. 275-2013 and the listed motions.

Recorded Vote on Resolutions No. 252-2013 through Resolutions No. 275-2013 and the listed motions.

AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown
NAYE: XXX
ABSTAIN: XXX

Motion Carried: 5-0.

PUBLIC COMMENT

None.

STAFF COMMENTS

Township Engineer Staszewski provided Council with an update on the current road construction projects.

Township Manager Cromie provided Council with an update on the "E" Streets micro-surfacing project. Mr. Cromie informed Council that residents will be receiving a letter outlining the timeline of the curbing work this fall and the repaving of the affected streets next spring.

COUNCIL COMMENTS

Councilman DiEnna stated that the Township must reach out to the residents of the "E" Streets with a timeline and a promise. The Township needs to maintain its credibility with the residents and communication is key.

Councilman Zeuli suggested moving the curbing work to the spring together with the paving in order to not upset the residents further.

September 17, 2013
Regular Meeting

Mayor Brown supported sending a letter to the residents outlining the dates for the project.

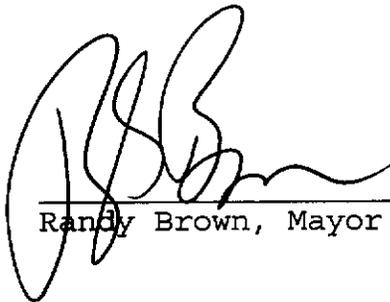
On motion by Deputy Mayor Hackman, seconded by Councilman DiEnna, it was moved to adjourn the meeting.

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

Motion Carried 5-0.

Meeting adjourned at 8:56p.m.

Maggie Schmitt, deputy for
Lori Friddell, Township Clerk


Randy Brown, Mayor

Maggie Schmitt
Maggie Schmitt, Deputy Township Clerk

Submitted: October 28, 2013

Approved: December 17, 2013

