

Florence, New Jersey
May 21, 2003

The Florence Township Council held a regular meeting on the above date in the Municipal Complex, 711 Broad Street, Florence, New Jersey.

The meeting was called to order by President Hofflinger at 8:00 PM. President Hofflinger led the Salute to the Flag.

The Township Clerk read the following statement: "Notice of this meeting has been given in accordance with the Open Public Meetings Act. Notice was published in the Burlington County Times on January 5, 2003 and given to the Register News for information. Notice was posted on the Municipal Bulletin Board."

Upon roll call the following were found to be present:

John Hofflinger, President
Frank Baldorossi
John Fratinardo
Bruce Garganio
Jerry Sandusky

Also present:

Michael Muchowski, Mayor; Thomas Sahol, Assistant Administrator; Dante Guzzi, Township Engineer; William Kearns, Township Solicitor; Joy Weiler, Township Clerk

PRESENTATION: Resolution No. 2003-86 – Approve Street Names for Crossroads Development

RESOLUTION NO. 2003-86

**APPROVE STREET NAME APPLICATION FOR
CROSSROADS SUBDIVISION
FLORENCE-COLUMBUS ROAD
BLOCK 165.01, LOT 2.01**

It was on the MOTION of Sandusky, seconded by Fratinardo to approve Resolution No. 2003-86.

On the Question

Nothing at this time.

Council President Hofflinger explained that streets in new developments are being named in honor of the fallen veterans from Florence Township from World War I, World War II, Korean War and Vietnam War. The names of the veterans that still have family members living in the area are being used first. This will be a continuous process.

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Upon roll call Council voted as follows:

YEAS: Baldorossi, Fratinaro, Garganio, Sandusky, Hofflinger
NOES: None
ABSENT: None

Unanimous approval.

Joy Weiler, Township Clerk, read the Resolution in full. The following names will be used for the streets in the Crossroads Development on Florence-Columbus Road.

- Arnold Drive (for ***Robert I. Arnold***)
- Archibald Lane (for ***Robert J. Archibald***)
- Brown Boulevard (for ***Harry M. Brown, Jr.***)
- Varga Circle (for ***Joseph A. Varga***)
- Wolfe Drive (for ***George E. Wolfe***)

Council President Hofflinger read a poem titled "Freedom is not Free" by Cadet Major Kelly Strong, Air Force Junior ROTC, Homestead Senior High School, Homestead, FL.

Mayor Muchowski called for a moment of silence.

Five minute recess.

MINUTES

Sandusky made a MOTION; seconded by Fratinaro to approve the following minutes. Roll call vote – all ayes. Motion carried.

Regular Session	April 2, 2003
Executive Session	April 9, 2003
Closed Session	May 7, 2003

FINANCIAL CORRESPONDENCE

Sandusky made a MOTION; seconded by Fratinaro to approve the Treasurer's Bill List. Roll call vote – all ayes. Motion carried.

REGULAR CORRESPONDENCE

None at this time.

APPLICATIONS

- A. Girl Scout Troops: Overnight Camping FAAD Building, 6/13 – 6/14
- B. Cub Scout Pack: Overnight Camping FAAD Building, 6/14 – 6/15

It was on the MOTION of Baldorossi, seconded by Fratinaro to approve the above applications.

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On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: Baldorossi, Fratinardo, Garganio, Sandusky, Hofflinger

NOES: None

ABSENT: None

Unanimous approval.

PUBLIC COMMENTS

Carl Mattson, 710 Cooper Street, feels that there is a lack of enforcement of the speed limits throughout town, especially on Front Street. He asked if the Police Department could set up some sort of enforcement in front of the high school. Mayor Muchowski stated that this problem has been discussed and stronger enforcement will begin.

Nick DiLullo, 416 E. Fourth Street, questioned the procedure for naming new streets. Mayor Muchowski stated that there is a new Ordinance regulating how new streets are named. He explained that Township Council provides the developer with a list of names to choose from in priority order. The names were obtained from the veterans and are prioritized by those that still have family living in the area and have not already been recognized one way or another. The Chief of Police, Fire Marshall, County 911 Coordinator and the Postmaster must approve the names. Council then approves the names by Resolution.

Mr. DiLullo questioned the front yard set back of a property that is under construction. He stated that the house sticks out 15' beyond the other houses on the street and there are laws to prevent this. Mayor Muchowski explained that as long as they are beyond the front yard set back, which is 25', they can do what they want or they have to apply to the zoning board for a variance. When applying for a variance all residents within 200 square feet must be notified and they are given a chance to voice their opinions.

Bill Bott, 64 Riverbank Drive, received information at the Environmental Commission Meeting indicating that the pile of dirt NJ Transit is using along the railroad could be contaminated. He is concerned because the 18" of cover that is supposed to go over has not been installed, and runoff is running onto the ground surface. Council Member Garganio stated that Council was informed that the soil was tested and was within standards. Council has the same concerns and will have the soil tested.

Mayor Muchowski explained that after conversation with NJ Transit they have provided the Township with an analytical report but not DEP's report, as promised, that determines exactly what is in the soil and if it is hazardous. He would like to review DEP's report before spending \$5,000 to \$10,000 on testing. A copy of the report will be included in the Environmental Commission's packet.

James Spadafora, 9 Boyd Court, asked if a response has been received from the governor's office regarding the Mayor's meeting on the speed of the Light Rail System. Mayor Muchowski stated that he received a message stating that a meeting is being set up within the next two weeks with the Mayors along the corridor.

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Paul Varga, 20 Fourth Avenue, questioned the purpose of the berm. Council President Hofflinger explained that Council requested a barrier to keep people, especially children, from the railroad tracks. This forces them to cross the tracks at the controlled intersections. It also acts as a sound absorption.

Mike Willis, 25 Creekwood Drive, questioned the Resolution on this evening's Agenda releasing the performance bond for his development. He stated that there are broken sidewalks and areas of sidewalk that need to be replaced. Dan Guzzi, Township Engineer, stated that this bond is only for the basins and some storm water improvements. He explained that developers must post a performance bond until the work is completed and is accepted by the Township. They then must post a 2-year maintenance bond in case something goes wrong. The developer would then be responsible for the repairs. Mr. Guzzi will look at the sidewalk in need of repair and contact the developer if a safety hazard.

Mr. Willis asked if someone would need to ask their neighbors' permission to install a fence near the swale in the back of the properties. Mr. Guzzi explained that they would need a permit from the Township, and it would not be allowed to impede the storm water flow through the easement.

Fred Wainwright, 1091 Florence Columbus Road, stated that he received a letter regarding logs piled up for a few days on property that he rents. A letter was also sent to the owner of the property. He stated that the property is an ARG zone and does not feel that the logs were bothering anyone. Council President Hofflinger stated that a business was being run in an ARG zone, which is not allowed.

Tom Creed, 13 Sullivan Court, stated that there was an incident in the fresh water wetlands setback behind his house this past weekend that involved 20-25 kids with paintball guns. He stated that paintball guns are regulated by the State. He also complained of the foul language used in front of his 2-year-old daughter. The kids are cutting down trees and building forts. The police were called and came out and spoke with the kids but the kids came back. Mr. Creed found unexploded paintballs in his yard close to where his daughter plays. The police were called again but the kids went right back to what they were doing when they left. He also cleans out the trash left behind by the kids. He would like Council to do something and regulate the kids.

Mayor Muchowski stated that he spoke with Mrs. Creed regarding the incident and contacted and spoke with the Chief of Police. The police did take down the names and addresses of the kids. Mayor Muchowski questioned whether paintball guns violate the Ordinance and if the kids are allowed in that area. Council Member Garganio stated that the area is a deed restricted open space; no one should even be walking on that property. Once all violations are determined, Chief Dawson will send out a letter to the families.

Solicitor Kearns believes that the definition of a projectile weapon covers paintball guns, therefore our current Ordinance may cover the situation. Assistant Administrator Sahol also believes that the current Ordinance covers paintball guns.

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Gary Miller, 15 Sullivan Court, stated that his biggest concern is the fort. His house was robbed last year and he believes that they used the fort as a staging area. Mayor and Council assured Mr. Miller that the Public Works Department will take the fort down. Council Member Sandusky asked that the residents notify the Township right away if they begin to build another fort.

Bill Strimple, Route 130, asked how a Resolution authorizing the Assistant Administrator to prepare plans, specs and solicit bids for an ambulance and a Bond Ordinance for that ambulance could be approved on the same night if you do not know what the bids are going to be? Mayor Muchowski stated that the cost was estimated and it was estimated high.

Mr. Willis, 25 Creekwood Drive, objected to Council complaining about logging in an ARG zone.

Mr. DiLullo believes that the police should have done more with the paintball gun situation. He expressed his concern regarding the foul language. Mayor Muchowski explained the process that will be followed to remedy the situation.

Simonne Gadbois, 3 Ninth Avenue, asked if parents are responsible for their children's actions? Solicitor Kearns stated that parents have a responsibility but there are times that the parent does not know what the child is doing, therefore the parent is not held liable. Ms. Gadbois stated that she always knew what her children were doing.

Mr. Bott stated the kids were building a fort in the wooded area behind the Methodist Church on Hornberger Avenue and suggested that Council check that area.

All residents having an opportunity to be heard, MOTION by Sandusky; seconded by Fratinardo to close the public portion of the meeting. All ayes - motion carried.

RESOLUTIONS

RESOLUTION NO. 2003- 84

**APPROVE PAYMENT OF CURRENT EST. #8 (FINAL) FOR CEDAR
LANE ELEVATED TANK REHABILITATION TO
CORROSION CONTROL CORPORATION,
177 US ROUTE 130, PEDRICKTOWN, NJ 08067**

RESOLUTION NO. 2003-85

AUTHORIZE APPLICATION FOR USDA GRANT

RESOLUTION NO. 2003-87

**AUTHORIZE RELEASE OF MAINTENANCE BOND FOR WAWA, INC.
BLOCK 163.02, LOT 13
CONDITIONED UPON: FINALIZING PUNCH LIST ITEMS**

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**AND PAYMENT OF ANY ESCROW MONEY DUE
Maintenance Bond No. 103337600**

RESOLUTION NO. 2003-88

**AUTHORIZE PAYMENT OF CURRENT ESTIMATE NO. 1
FOR MAIN STREET
RECONSTRUCTION PROJECT TO
MECO INC., P.O. BOX 536, CLARKSBURG, NJ 08510**

RESOLUTION NO. 2003-89

**AUTHORIZE RELEASE OF PERFORMANCE BOND FOR
TIDEWATER FARMS, BASIN #1, #2 AND POTTS MILL ROAD
PERFORMANCE BOND #B2635474
CONDITIONED UPON: COMPLETION OF PUNCH LIST ITEMS,
PAYMENT TO TOWNSHIP AS PER BASIN MAINTENANCE
AGREEMENT, PAYMENT OF ANY ESCROW MONEY DUE
AND POSTING A TWO YEAR MAINTENANCE BOND**

RESOLUTION NO. 2003-90

**AUTHORIZING THE PUBLIC SALE OF TOWNSHIP
OWNED PROPERTY**

RESOLUTION NO. 2003-91

**AUTHORIZE EXECUTION OF APPLICATION AND AGREEMENT
IF APPROVED
FOR STATE AID TO MUNICIPALITIES OR STATE AID TO COUNTIES
AND MUNICIPALITIES UNDER THE NEW JERSEY
TRANSPORTATION TRUST FUND AUTHORITY ACT**

RESOLUTION NO. 2003-92

**AUTHORIZE AGREEMENT WITH THE BOARD OF CHOSEN
FREEHOLDERS OF THE COUNTY OF BURLINGTON
FOR GEOGRAPHIC INFORMATION
SYSTEM DIGITAL FILES
DATA SHARING AGREEMENT**

RESOLUTION NO. 2003-93

**AUTHORIZE THE ASSISTANT MUNICIPAL ADMINISTRATOR
TO PREPARE PLANS, SPECIFICATIONS AND SOLICIT BIDS FOR AN
AMBULANCE FOR FLORENCE EMERGENCY SQUAD**

RESOLUTION NO. 2003-94

TEMPORARY CAPITAL BUDGET AMENDMENT

Clerk Weiler asked that Resolution No. 2003-89 be HELD.

It was on the MOTION of Sandusky, seconded by Fratinardo that Resolution 2003-84 to 85, 2003-87 to 88 and 90 through 94 be adopted.

On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: Baldorossi, Fratinardo, Garganio, Sandusky, Hofflinger

NOES: None

ABSENT: None

Unanimous approval.

ORDINANCES

ORDINANCE 2003-11

(2nd Reading)

**AN ORDINANCE OF THE TOWNSHIP OF FLORENCE
AMENDING ORDINANCE 2003-06 AND CHAPTER 91 –
LAND DEVELOPMENT OF THE FLORENCE TOWNSHIP
CODE TO PROVIDE THAT THE 100' BUFFER IN THE HC –
HIGHWAY COMMERCIAL ZONING DISTRICT SHALL BE
MEASURED FROM ANY ABUTTING RESIDENTIAL
DISTRICT AND NOT FROM A RESIDENTIAL USE**

It was on the MOTION of Fratinardo, seconded by Sandusky to approve Ordinance No. 2003-11 on second reading for adoption.

Public Comment

Council President Hofflinger opened the meeting to the public for comments at this time.

Nothing at this time.

It was on the MOTION of Fratinardo, seconded by Sandusky to close the public hearing.
All ayes – motion carried.

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On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: Baldorossi, Fratinaro, Garganio, Sandusky, Hofflinger

NOES: None

ABSENT: None

Unanimous approval.

**ORDINANCE 2003-12
(1st Reading)**

**AN ORDINANCE OF THE TOWNSHIP OF FLORENCE
PROVIDING A PROCEDURE AND POLICY FOR THE
NAMING OF STREETS WITHIN THE TOWNSHIP OF
FLORENCE**

**ORDINANCE NO. 2003-13
(1st Reading)**

**A BOND ORDINANCE OF THE TOWNSHIP OF FLORENCE, COUNTY OF
BURLINGTON, AUTHORIZING THE ACQUISITION OF AN AMBULANCE FOR
THE FLORENCE EMERGENCY SQUAD; APPROPRIATING THE SUM OF \$140,000
THEREFORE AND AUTHORIZING THE ISSUANCE OF \$133,000 BONDS OR NOTES
OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATIONS; AND MAKING
CERTAIN DETERMINATIONS AND COVENANTS AND AUTHORIZING CERTAIN
RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

It was on the MOTION of Garganio, seconded by Fratinaro to approve Ordinance No. 2003-12 and 13 on first reading and set adoption for June 4, 2003.

On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: Baldorossi, Fratinaro, Garganio, Sandusky, Hofflinger

NOES: None

ABSENT: None

Unanimous approval.

REPORTS

Committees, Boards and Officers

- Nothing at this time.

Mayor Muchowski

- Nothing at this time.

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Assistant Administrator

- Assistant Administrator Sahol gave an update on the Big Map. Mr. Guzzi is working on the overlay map for the redevelopment area. Council Member Garganio asked if the Big Map would match the Township map? Assistant Administrator Sahol explained that the State will have public comment sessions and will also meet with individual groups to look at their master plan before the map is introduced in the fall to be sure that the map is compatible. Solicitor Kearns reviewed the color changes to the map. He also explained that the State is working with the Counties to begin dialogue to see if there are areas that a town does not believe should be in a particular color coded area. He stated that there will be hearings and he anticipates that the process will be ongoing for at least the rest of the year.

Township Solicitor

- Nothing at this time.

Township Engineer

- Dan Guzzi, Township Engineer, discussed the Main Street paving project. It looks good for the most part but there are some areas where there is puddling. There was also too much base paving; that will be fixed by the contractor at no expense to the Township.
- Mayor Muchowski discussed the ponding at the end of Parrish Lane. Mr. Guzzi has confirmed that the problem is the grading. He will meet with the contract latter this week to rectify the problem. The entire length will also be evaluated. Money is still being held for the entire length of paving.

Council President Hofflinger asked how the millings on South Street are working out? Assistant Administrator Sahol stated that the people using the lot are satisfied. Mayor Muchowski has been questioned regarding enter and exit signs for the lot. Since the area is not clearly delineated there have been times when vehicles park in front of the exit and block it. Assistant Administrator Sahol will look into.

Council President Hofflinger questioned the lot behind the library. Assistant Administrator Sahol stated that a letter will be going out 5/23/03 notifying the vehicle owners that the Ordinance has been passed and is in effect. At Council's direction, Assistant Administrator Sahol will advise them that the recreation vehicles must be removed by the end of the month.

UNFINISHED BUSINESS

Roebing Steel Plant Site

Nothing at this time.

NEW BUSINESS

Nothing at this time.

BOARD OF HEALTH

Nothing at this time.

MISCELLANEOUS

Nothing at this time.

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9:40 PM MOTION by Garganio, seconded by Fratinaro to adjourn to closed session. Roll call vote - all ayes.

ADJOURNMENT

9:40 PM: Meeting adjourned.

Respectfully submitted,

JOY M. WEILER
Township Clerk

/mab