

Florence Township Council Regular Session: 02/20/08

FINANCIAL CORRESPONDENCE

It was on the MOTION of Sandusky; seconded by O'Hara to receive and file the Court Administrator's report for January. Roll call vote – all ayes. Motion carried.

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

REGULAR CORRESPONDENCE

Nothing at this time.

APPLICATIONS

- A. RAFFLE: Off Premise 50/50, Florence Township Civic Association, Inc., May 26, 2008, 5:00PM, Florence Little League Field
- B. RAFFLE: On Premise 50/50, Florence Township High School Marching Band Booster Club, Inc., April 5, 2008, Roebling School, 7:00PM
- C. RAFFLE: Night at the Races, Florence Township Civic Association, Inc., April 5, 2008, St. Stephen's Church, 6:00PM – 2:00AM

It was on the MOTION of O'Hara, seconded by Ryan to approve the above applications.

On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: O'Hara, Ryan, Baldorossi
NOES: None
ABSENT: None
ABSTAIN: Garganio, Sandusky

Motion carries.

PUBLIC COMMENTS

Jeff Greenblack, Florence Tollgate, has an animal website and also helps organize fundraisers for animal shelters and feels it would be a good idea for the township to install a dog park. He offered his assistance in the creation of a dog park. He has worked with other municipalities and feels it would be positive for both the animals and the owners. Council Member Sandusky asked if the area would be confined? Mr. Greenblack stated that the area would be confined and usually has two (2) sections for smaller dogs and one (1) section for larger dogs. Council Member Sandusky stated that there is a large wide-open area behind the municipal building where a lot of dogs run and asked what the advantage is to a dog park when there is a large area available for them? Mr. Greenblack feels it would bring a lot of people out that worry about their dogs running away and it would give the dogs a chance to play with other dogs. Council Member Sandusky asked who would maintain the dog park? He explained that the township has problems now with dog owners not picking up after their dogs. Mr. Greenblack stated that it would be the animal owner's responsibility. He stated that in Mt. Laurel they have 21 rules for the park. Mr. Greenblack will provide those guidelines. Administrator Brook requested to meet with Mr. Greenblack to discuss further. He will also contact other municipalities and report back to the governing body.

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

RESOLUTIONS

RESOLUTION NO. 2008-42

**APPROVE RELEASE OF PERFORMANCE BOND
WHITESELL CONSTRUCTION – HAINES CENTER
280 DANIELS WAY – APTUIT**

NOTE: Conditioned upon payment of any and all escrow money due.

RESOLUTION NO. 2008-43

**APPROVE RELEASE OF PERFORMANCE BOND
WHITESELL CONSTRUCTION – HAINES CENTER
1100 JOHN GALT WAY – (HOME DEPOT)**

NOTE: Conditioned upon payment of any and all escrow money due.

RESOLUTION NO. 2008-44

**AUTHORIZE THE TOWNSHIP ENGINEER AND
TOWNSHIP ASSISTANT ADMINISTRATOR TO
DEVELOP COST ESTIMATE FOR
NJ DOT MUNICIPAL AID PROGRAM – SAFE ROUTES TO SCHOOLS
PROGRAM AND FILE APPLICATION**

RESOLUTION NO. 2008-45

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

RESOLUTION 2008-46

TRANSFERRING CERTAIN 2007 BUDGET APPROPRIATIONS

It was on the MOTION of Sandusky, seconded by Ryan that Resolutions 2008-42 through 2008-46 be approved.

On the Question

Nothing at this time.

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Upon roll call Council voted as follows:

YEAS: Garganio, O'Hara, Ryan, Sandusky, Baldorossi
NOES: None
ABSENT: None

Unanimous approval.

ORDINANCES

**ORDINANCE 2008-02
(2nd Reading)**

**AMENDING THE CODE OF THE TOWNSHIP OF FLORENCE, AND
CHAPTER 65A THEREOF, TO MODIFY THE REQUIREMENTS AND
PROCEDURES FOR BACKGROUND CHECKS ON CERTAIN
MUNICIPAL EMPLOYEES AND VOLUNTEERS**

It was on the MOTION of Sandusky, seconded by O'Hara to approve Ordinance No. 2008-02 on second reading for adoption.

Public Comment

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

No public comment.

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

On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: Garganio, O'Hara, Ryan, Sandusky, Baldorossi
NOES: None
ABSENT: None

Unanimous approval.

**ORDINANCE 2008-03
(1st Reading)**

**AN ORDINANCE OF THE TOWNSHIP OF FLORENCE
AMENDING THE FLORENCE TOWNSHIP CODE TO ADD A
NEW CHAPTER 5 ON COMMITTEES AND TO ESTABLISH AN
ECONOMIC DEVELOPMENT COMMITTEE**

It was on the MOTION of Sandusky, seconded by O'Hara to approve Ordinance No. 2008-03 on first reading and set adoption for March 5, 2008.

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On the Question

Council Vice President O'Hara stated that Council is allowed two (2) appointments this year and asked if the names have been submitted. Joy Weiler, Township Clerk, stated that the names have not been submitted. She explained that Council does have time until the Ordinance takes effect. The Ordinance is advertised in the newspaper on the Sunday after the second reading and formally takes effect 20 days from the day it is advertised.

Upon roll call Council voted as follows

YEAS: Garganio, O'Hara, Ryan, Sandusky, Baldorossi

NOES: None

ABSENT: None

Unanimous approval.

**ORDINANCE NO. 2008-04
(1st Reading)**

**ORDINANCE OF THE TOWNSHIP OF FLORENCE AUTHORIZING THE
EXECUTION OF A LEASE BETWEEN THE TOWNSHIP OF FLORENCE AND THE
FLORENCE TOWNSHIP YACHT CLUB REGARDING
THE LEASE OF CERTAIN MUNICIPAL LANDS**

It was on the MOTION of Baldorossi, seconded by Sandusky to approve Ordinance No. 2008-04 on first reading and set adoption for March 5, 2008.

On the Question

Nothing at this time.

Upon roll call Council voted as follows

YEAS: Garganio, O'Hara, Ryan, Sandusky, Baldorossi

NOES: None

ABSENT: None

Unanimous approval.

**ORDINANCE NO. 2008-5
(1st Reading)**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

It was on the MOTION of Garganio, seconded by O'Hara to approve Ordinance No. 2008-05 on first reading and set adoption for March 5, 2008.

On the Question

Nothing at this time.

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Upon roll call Council voted as follows

YEAS: Garganio, O'Hara, Ryan, Sandusky, Baldorossi

NOES: None

ABSENT: None

Unanimous approval.

REPORTS

Committees, Boards and Officers

- Nothing at this time.

Mayor Berry

- Nothing at this time.

Administrator

- Administrator Brook has a Closed Session item.

Assistant Administrator

- Assistant Administrator Sahol received confirmation today that the **zip code consolidation survey** failed. The United States Postal Service did not receive a sufficient response from the residents. There was a 52% response rate; there needed to be an 85% response rate. Once a survey is done it cannot be done again for another 10 years.

Council Member Sandusky expressed curiosity as to why the survey failed. Mayor Berry stated that he talked to some residents that did not want to have to change their address on their driver's license, registration, insurance and various other documents and bills.

Council President Baldorossi thanked Assistant Administrator Sahol for his hard work.

Township Solicitor

- Nothing at this time.

Township Engineer

- Dan Guzzi, Township Engineer, has a Closed Session item.

UNFINISHED BUSINESS

Asset Monetization (NJ Turnpike Fees) Impact

Administrator Brook has not received a response from New Jersey Governor Corzine in regards to the township's invitation to hold his meeting for Burlington County in Florence Township.

Administrator Brook drafted an overview with talking points. If Governor Corzine does not choose Florence Township to hold his meeting, he suggested that a formal letter be submitted to the governor. Administrator Brook will have a letter ready for the next meeting.

At the request of Mayor and Council, Administrator Brook will call the governor's office tomorrow to follow up on the invitation the township sent to him.

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Dredge Spoils

Administrator Brook will be contacting the EPA to get more detail on dredge spoils such as testing levels, confirmation that they are not contaminated, the ability to use them on the steel plant property including the advantages and disadvantages. He will have a report for the March Worksession.

NEW BUSINESS

Council Member Garganio noted that **Bridges at Roebing Station** has an **application** going before the **Zoning Board** for a variance to put a 34-foot roof for outside seating. He asked if that affected the liquor license? Clerk Weiler explained that if the license area changes, he will have to do not only a person-to-person transfer but also a place-to-place transfer for an expansion. Council Member Garganio expressed concern regarding taking away the sidewalk and bringing the bar out to the street in a residential neighborhood. Mr. Guzzi stated that the seating area is on private property on the Railroad Avenue side; it is not within the right of way. Mr. Guzzi explained that the applicant has to go before the Zoning Board for a use variance for the outside seating and has to come before Council to serve in that area. Council Member Garganio asked for a copy of the plans in the next packet. Clerk Weiler will copy the current ABC approval with the conditions for Council's packet. Administrator Brook suggested that the buyer/applicant for Bridges at Roebing Station be invited to a Council meeting to discuss his plans. He will be invited to the March Worksession.

Council Vice President O'Hara asked about parking for the facility? Mr. Guzzi stated that is a concern because they are expanding the seating inside the restaurant, so that will be an increased parking load that the applicant will have to address. Council Member Sandusky stated that there are 10 – 12 parking spots in the municipal parking lots that Council designated for patrons of the two (2) restaurants.

Council Member Garganio questioned the status of the **lot on Hornberger Avenue** for the **pizza truck**? Administrator Brook stated that nothing has taken place since the owner submitted payment for the township to clean up the property. The owner's lawyer called today while Administrator Brook was in a meeting and he has not had a chance to call him back.

Council Vice President O'Hara stated that the owner came before the Planning Board with landscaping plans for the lot. Mr. Guzzi stated that he received site plan approval; his contractor was there one day and never came back. Administrator Brook stated that the applicant's attorney understands that he will not operate until he complies with the conditions of the site plan.

In response to discussions at previous meetings regarding **speed deterrents**, Council Member Garganio stated that most speed "humps" are large but he noticed some small ones by the Rancocas Valley High School. They are just big enough to slow someone down. He suggested looking into.

Mayor Berry stated that a subcommittee of the governing body and the Chief of Police will be meeting with a group of residents from Brookside Drive before the March 5th Council Meeting to discuss speeding in that development. He stated that Chief Fazekas posted patrolman in the development to run radar.

Council Member Garganio requested that Mr. Guzzi look at the speed humps by Rancocas Valley High School and provide an estimate to the governing body. Mayor Berry asked for the cost estimate before March 5th so he can report at the meeting.

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Council Member Sandusky stated that a while ago when the Chief of Police had patrolmen running radar in the Mallard Creek Development, most of the tickets issued were given to the residents of the development.

Council Member Ryan asked if there were any concerns with plowing and speed humps? Mr. Guzzi stated that the new speed humps are much more gradual then they used to be, allowing plowing without damage as in the past. The plow operator does have to know that the speed humps are there.

Council Vice President O'Hara questioned the status of painting the speed limit on certain roads in the township that was discussed at a previous meeting? At Chief Fazekas's request, Assistant Administrator Sahol is coordinating the project with Sergeant Palombi. They are in the processing of picking the best roads to place the lettering.

BOARD OF HEALTH

Nothing at this time.

MISCELLANEOUS

Council Member Sandusky asked if Mr. Guzzi has been able to check to see if the **guardrail** the **County** installed is on Mr. Wainwright's property at 1011 **Cedar Lane**? Mr. Guzzi did send his employees out but has not received their report yet.

Council Vice President O'Hara asked Mr. Wainwright how the **new rear parking lot at Wawa** was working out? Mr. Wainwright stated that he has not seen many vehicles parked there. He did see a tractor-trailer parked there today. Administrator Brook stated that there were problems the first three (3) nights and the Captain of the Police Department gave a final warning to Wawa that if they do not shut the gates at night as stated on their land use approval, he will notify Administrator Brook, who will then notify the Planning Board Solicitor to move forward to have their land use approval revoked. That is a specific condition in their approval. Administrator Brook is not aware of the tractor-trailer, which is restricted, but will look into.

Mr. Wainwright suggested a "No Truck" sign be posted at the entrance by Burger King. Mr. Guzzi will follow up.

ADJOURN TO CLOSED SESSION

8:42 PM MOTION by Baldorossi, seconded by Ryan to adjourn to Closed Session. Action may follow Closed Session. Roll call vote - all ayes.

RETURN TO OPEN SESSION

9:25 PM MOTION by Sandusky, seconded by Garganio to adjourn Closed Session and return to Open Session. Roll call cote – all ayes.

RESOLUTIONS

RESOLUTION NO. 2008-47

**APPROVE A SETTLEMENT AGREEMENT WITH COMMAND CO.
135 HARTFORD ROAD, MEDFORD, NJ 08055
FOR 2006 PARK IMPROVEMENT PROJECT**

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It was on the MOTION of Sandusky, seconded by O'Hara that Resolution 2008-47 be approved, subject to final approval by the Township Engineer.

On the Question

Nothing at this time.

Upon roll call Council voted as follows:

YEAS: Garganio, O'Hara, Ryan, Sandusky, Baldorossi

NOES: None

ABSENT: None

Unanimous approval.

9:26 PM MOTION by Garganio, seconded by Ryan to adjourn meeting. Roll call vote - all ayes.

ADJOURNMENT

9:26 PM: Meeting adjourned.

Respectfully submitted,

JOY M. WEILER
Township Clerk

/mab