

SECOND REGULAR MEETING OF THE MOUNT LAUREL TOWNSHIP COUNCIL
FEBRUARY 2, 2009

The Second Regular Meeting of the Mount Laurel Township Council was held on Monday, February 2, 2009, in the Meeting Room of the Mount Laurel Municipal Building. The Meeting was called to order by Mayor James Keenan.

The Pledge of Allegiance and traditional moment of silence were observed.

ROLL CALL

The Members of Council present were Mayor James Keenan, Deputy Mayor Peter McCaffrey, Councilwoman Linda Bobo, Councilwoman Tracy Riley, and Councilman Chris Smith. Also present were Patricia Halbe, Township Clerk, Debra Fourre, Township Manager, and Christopher Norman, Esq., Township Solicitor.

PUBLIC ANNOUNCEMENT

The Public Announcement, which is required by the "Open Public Meetings Act" of the State of New Jersey and read at every meeting of the Township Council was read by the Municipal Clerk.

09-M-1 APPROVAL OF MINUTES 10-6-08 TO 12-22-08

The Clerk read the Resolution as entitled. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilwoman Linda Bobo, and enacted on a roll call vote by those eligible to vote. Tracy Riley voted nay. Councilwoman Linda Bobo and Councilman Chris Smith abstained.

09-M-2 APPROVAL OF MINUTES 1-5-09 TO 1-12-09

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Linda Bobo, seconded by Councilman Chris Smith, and enacted on a roll call vote. Tracy Riley voted nay.

PROCLAMATION

09-R-41 PROCLAIMING FEBRUARY AS BLACK HISTORY MONTH IN MT. LAUREL TOWNSHIP

The Clerk read the Proclamation as entitled. A motion for adoption was made by Councilwoman Tracy Riley, seconded by Deputy Mayor Peter McCaffrey, and enacted on a unanimous roll call vote.

RESOLUTIONS

**09-R-42 APPROVING CHANGE ORDER #1
2007 LOCAL ROAD PROGRAM, CONTRACT 2008-1**

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilman Chris Smith, seconded by Councilwoman Linda Bobo, and enacted on a unanimous roll call vote.

**09-R-43 APPROVING CHANGE ORDER #3
2005 LOCAL ROAD PROGRAM, PHASE II, CONTRACT 2006-3**

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Linda Bobo, seconded by Deputy Mayor Peter McCaffrey, and enacted on a unanimous roll call vote.

**09-R-44 APPROVING CHANGE ORDER #2 REVISED
CONROW FARM MULTI-PURPOSE FIELD COMPLEX
CONTRACT NO. 2007-2**

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilman Chris Smith, seconded by Councilwoman Tracy Riley, and enacted on a unanimous roll call vote.

2-2-09

09-R-45 APPROVING CHANGE ORDER FINAL
BUILDING DEMOLITION & CLEARING PROJECT

The Clerk read the Resolution as entitled. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilman Chris Smith, and enacted on a unanimous roll call vote.

09-R-46 TOWNSHIP OF MOUNT LAUREL RESOLUTION TO AWARD
OPEN-END CONTRACT FOR EMERGENCY MEDICAL SERVICES
DEPARTMENT UNIFORMS

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Linda Bobo, seconded by Councilwoman Tracy Riley, and enacted on a unanimous roll call vote.

09-R-47 APPOINTMENT OF MEMBER
LIBRARY BOARD OF TRUSTEES

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilman Chris Smith, seconded by Deputy Mayor Peter McCaffrey, and enacted on a unanimous roll call vote.

09-R-48 APPOINTMENT OF MEMBER AND ALTERNATE MEMBER
PLANNING BOARD

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Tracy Riley, seconded by Deputy Mayor Peter McCaffrey, and enacted on a unanimous roll call vote.

09-R-49 APPOINTMENT OF MEMBER
MUNICIPAL UTILITIES AUTHORITY

The Clerk read the Resolution as entitled. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilman Chris Smith, and enacted on a unanimous roll call vote.

09-R-50 APPOINTMENT OF MEMBER
SITE PLAN REVIEW ADVISORY BOARD

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Tracy Riley, seconded by Councilman Chris Smith, and enacted on a unanimous roll call vote.

09-R-51 BRANDYWINE OPERATING PARTNERS
AAA DATA CENTER, BLOCK 1104, LOT 8
RELEASE OF PERFORMANCE GUARANTEE (OFF-SITE)

The Clerk read the Resolution as entitled. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilwoman Linda Bobo, and enacted on a unanimous roll call vote.

09-R-52 BRANDYWINE OPERATING PARTNERS
AAA DATA CENTER, BLOCK 1104, LOT 8
RELEASE OF PERFORMANCE GUARANTEE (BASIN EXPANSION)

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilman Chris Smith, seconded by Councilwoman Tracy Riley, and enacted on a unanimous roll call vote.

09-R-53 RESOLUTION MEMORIALIZING THE AUTHORIZATION TO THE
MOUNT LAUREL TOWNSHIP SOLICITOR TO FILE A COUNCIL
ON LOCAL MANDATES CHALLENGE OF THE APPLICATION OF
THE REVISED ROUND III COAH REGULATIONS AND A500
LEGISLATION AS UNFUNDED LOCAL MANDATES UPON THE
TOWNSHIP OF MOUNT LAUREL

The Clerk read the Resolution as entitled. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilwoman Linda Bobo, and enacted on a unanimous roll call vote.

2-02-09

09-R-54 AUTHORIZATION TO INSTALL A FENCE WITHIN A LANDSCAPE
BUFFER EASEMENT, UTILITY EASEMENT AND DRAINAGE
EASEMENT AREAS FOR BLOCK 402.01, LOT 7

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Tracy Riley, seconded by Councilwoman Linda Bobo, and enacted on a unanimous roll call vote.

09-R-55 AUTHORIZATION TO INSTALL A FENCE WITHIN A DRAINAGE
EASEMENT AREA FOR BLOCK 702, LOT 1.03

The Clerk read the Resolution as entitled. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilman Chris Smith, and enacted on a unanimous roll call vote.

09-R-56 HOLY CROSS HIGH SCHOOL PTA
AUTHORIZING OFF-PREMISE RAFFLE #721 AND CASINO NIGHT
#720

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Linda Bobo, seconded by Councilwoman Tracy Riley, and enacted on a unanimous roll call vote.

09-R-57 MAKE A WISH FOUNDATION OF NEW JERSEY
AUTHORIZING OFF-PREMISE RAFFLE #722

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Linda Bobo, seconded by Councilman Chris Smith, and enacted on a unanimous roll call vote.

09-R-58 SYDNEY MAE TAYLOR FOUNDATION, INC.
AUTHORIZING CASINO NIGHT #723, ON-PREMISE RAFFLE
#724 AND OFF-PREMISE RAFFLE #725

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Linda Bobo, seconded by Deputy Mayor Peter McCaffrey, and enacted on a unanimous roll call vote.

ORDINANCES FOR FIRST READING

2009-3 AN ORDINANCE ESTABLISHING A NEW MOUNT LAUREL CODE
SECTION 154-19.1, FOR THE REGULATION OF PORTABLE HOME
STORAGE UNITS WITHIN RESIDENCE DISTRICTS, IN THE
TOWNSHIP CODE OF MOUNT LAUREL

Ordinance 2008-3 was read as entitled by the Municipal Clerk. It was moved by Councilwoman Tracy Riley, with a Publication Date of February 5, 2009, and a Public Hearing Date of March 2, 2009. Councilman Chris Smith seconded the motion. Upon a unanimous roll call vote, Ordinance 2009-3 was so ordered on First Reading.

ORDINANCES FOR SECOND HEARING & PUBLIC PARTICIPATION

2009-1 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL,
COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AMENDING AND SUPPLEMENTING ORDINANCE 1988-26
KNOWN AS THE MASTER TRAFFIC ORDINANCE (CHAPTER
148 OF THE MUNICIPAL CODE) ESTABLISHING NO PARKING OF
TRUCKS WEIGHING IN EXCESS OF FOUR (4) TONS REGISTERED
WEIGHT ALONG MARNE HIGHWAY (CO. RD. 537) FROM
HARTFORD ROAD (CO. RD. 686) TO CREEK ROAD

Ordinance 2009-1 was read as entitled by the Municipal Clerk. A motion for adoption was made by Deputy Mayor Peter McCaffrey, seconded by Councilwoman Tracy Riley, and enacted on a unanimous roll call vote.

PUBLIC PARTICIPATION ON ORDINANCE - None.

2-02-09

2009-2 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL,
COUNTY OF BURLINGTON, STATE OF NEW JERSEY,
AMENDING CHAPTER 138, SUBDIVISION OF LAND, AND
CHAPTER 154, ZONING, IN THE TOWNSHIP CODE OF MOUNT
LAUREL BY REVISING SECTIONS REGULATING LOT FRONTAGE
AND LOT SUITABILITY

Ordinance 2009-2 was read as entitled by the Municipal Clerk. A motion for adoption was made by Councilman Chris Smith, seconded by Councilwoman Linda Bobo, and enacted on a unanimous roll call vote.

PUBLIC PARTICIPATION ON ORDINANCE - None.

PUBLIC PARTICIPATION

ROBERT BOBIK, 28 Dewberry Court – Upset that services have not been honored and his road never gets plowed. There are 14 homes on Dewberry Court.. By morning, it was a sheet of ice and at 8:55 next morning a truck came through with salt. This happens every year. The MUA also doesn't plow until they get to their lane for the pumping station. The township comes to his development to pick up leaves before they fall and then they don't come back until December. He hopes Dewberry Court is plowed tomorrow if it snows.

MAYOR JAMES KEENAN – Replied that leaf pickup has been a concern and they are working on new plan. He asked the Manager to address the matter with Public Works.

ROBERT BOBIK – They did not plow any courts in Timbercrest. It has always been a problem for 2 years.

COUNCILWOMAN TRACY RILEY – Asked that the new Public Works Department Head be consulted.

MARY ELLEN NITTI, 9 Lavender Lane – Questioned how residents are advised of open board positions and how to apply.

MAYOR JAMES KEENAN – Advised that residents should contact the Municipal Clerk's Office for openings on any boards.

MARY ELLEN NITTI – Questioned why Mt. Laurel decided to challenge COAH on their own.

MAYOR JAMES KEENAN – Advised that we had joined in the League of Municipalities suit but thought we had a unique case. Since we had complied with the laws, we had a better standing. We will try to stay within the budget for attorney's fees.

CHRIS NORMAN, ESQ. – Stated that 1420 additional affordable housing units at \$160,000 per unit is substantial.

JANE ELLIOTT, 121 Yorktown Drive – Questioned where minutes can be read.

MAYOR JAMES KEENAN – Stated that they goal for 2009 is to post the 2009 minutes online.

CLERK PATRICIA HALBE – Informed Ms. Elliott that the minutes can be read in the Clerk's Office.

PAIGE SALVATORE, 16 Richland – Reported that she was driving down Union Mill Road and there is more property for sale. Would like to know township's vision against development and what benefits are derived from all the commercial development.

2-02-09

DEPUTY MAYOR PETER McCAFFREY –Indicated that initially the growth was to be 65,000 to 70,000 people. In 1997, the township began buying open space and the growth is now expected not to exceed a population of 45,000. We were able to contain growth and create a very lucrative ratable base.

PAIGE SALVATORE – Stated that she wants information on the township’s 5–10 year plan.

MAYOR JAMES KEENAN – Stated she could OPRA the Township’s Master Plan from 2006. Open space is an ongoing issue. The Syntac building plan that came before the Planning Board would require 8 to 9 new affordable housing units but the affordable housing tax paid by the developer would only be about \$150,000. That is why we are challenging for unfunded mandates. The cost to build the affordable housing units is estimated at \$220,000 per unit in Mt. Laurel. The Affordable housing law meant well but it is not affordable.

DEPUTY MAYOR PETER McCAFFREY – Commented that there is very little space left and the township is actively trying to pursue it.

BRUCE SOMMERS, 917 South Church Street – Commented that everyone he has heard is concerned about their personal needs. The people don’t understand the State requirements. People should get involved in the whole town and not just come to vent.

MAYOR JAMES KEENAN –Stated that he loves to see the public come out.

COMMENTS BY COUNCIL MEMBERS

COUNCILWOMAN TRACY RILEY – Thanked everyone for coming out.

COUNCILMAN PETER McCAFFREY – Thanked everyone for coming out, particularly Dewberry Court. Perhaps the township can change the priority. We had a number of people working on leaves and they finished two weeks ahead of schedule. He welcomes the new appointees.

COUNCILWOMAN LINDA BOBO – Thanked everyone for coming out.

COUNCILMAN CHRIS SMITH – Thanked residents for coming out and for those who participated. He congratulated new board members.

MAYOR JAMES KEENAN – Thanked everyone for coming out and for participating. He likes to get answers. He performed his first marriage today and looks forward to performing this service.

COMMENTS BY PROFESSIONALS

None.

A motion was made by Councilwoman Tracy Riley to adjourn the Second Regular Meeting of the Mount Laurel Township Council, seconded by Deputy Mayor Peter McCaffrey, and upon concurrence, the meeting was adjourned at 9:08 P.M.

Respectfully submitted,

Patricia Halbe, RMC
Municipal Clerk

Transcribed by
Carol Modugno