

SECOND REGULAR MEETING OF THE MOUNT LAUREL TOWNSHIP COUNCIL
FEBRUARY 1, 2010

The Second Regular Meeting of the Mount Laurel Township Council was held on Monday, February 1, 2010, 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 Jim Keenan, Deputy Mayor Peter McCaffrey, Councilwoman Linda Bobo, and Councilwoman Tracy Riley. Also present were Patricia Halbe, Township Clerk, Jennifer Blumenthal, Township Manager, and Christopher Norman, Esq., Township Solicitor. Councilman Chris Smith was absent.

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.

PROCLAMATION

10-R-49 **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 Riley, seconded by Councilwoman Bobo, and enacted on a unanimous roll call vote.

RESOLUTIONS-FINANCIAL

10-R-50 **PAYMENT OF BILLS FOR DECEMBER 2009**

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

10-R-51 **RESOLUTION AUTHORIZING 2009 BUDGET TRANSFER OF FUNDS**

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

RESOLUTIONS

10-R-52 **RESOLUTION AUTHORIZING PARTICIPATION IN THE BURLINGTON COUNTY SHARED SERVICES FORUM**

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

10-R-53 **RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT LAUREL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AUTHORIZING THE SIGNING OF AN AGREEMENT OF SALE FOR REAL ESTATE LOCATED AT BLOCK 215, LOTS 15 AND 15Q FARM ON THE MOUNT LAUREL TOWNSHIP TAX MAP**

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

10-R-54 **RESOLUTION SUPPORTING REDEVELOPMENT STUDY AT THE EVANSCO PROPERTY IN MOUNT LAUREL TOWNSHIP**

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

02-01-10

10-R-55 RESOLUTION TO APPROVE THE 2009 LOSAP PROGRAM
CERTIFIED LIST OF ELIGIBLE VOLUNTEER MEMBERS

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

10-R-56 RESOLUTION REGARDING SCENIC BYWAY DESIGNATION OF
INTERSTATE 295 AS WELL AS HAINESPORT-MOUNT LAUREL
ROAD AND MOUNT LAUREL ROAD THROUGH THE ENTIRETY
OF THE TOWNSHIP OF MOUNT LAUREL, BURLINGTON COUNTY

TABLED

10-R-57 A RESOLUTION OF THE TOWNSHIP OF MOUNT LAUREL,
COUNTY OF BURLINGTON REQUESTING THE TOWNSHIP'S
PLANNING BOARD TO CONDUCT A PRELIMINARY
INVESTIGATION OF CERTAIN PROPERTIES WITHIN THE
TOWNSHIP FOR POTENTIAL REDEVELOPMENT OR
REHABILITATION AREA DESIGNATION

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

10-R-58 APPOINTMENT OF MEMBER
MOUNT LAUREL MUNICIPAL UTILITIES AUTHORITY

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

10-R-59 HOLY CROSS HIGH SCHOOL PTA AUTHORIZING OFF-PREMISE
RAFFLE #753 AND CASINO NIGHT #752

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

10-R-60 MAKE A WISH FOUNDATION OF NEW JERSEY
AUTHORIZING ON-PREMISE RAFFLE #754

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

ORDINANCE FOR FIRST READING

2010-2 ORDINANCE AUTHORIZING THE ACQUISITION OF 64.73
ACRES, MORE OR LESS, OF REAL ESTATE LOCATED AT BLOCK
215, LOTS 15 AND 15Q FARM ON THE TAX MAP OF THE
TOWNSHIP OF MOUNT LAUREL

Ordinance 2010-2 was read as entitled by the Municipal Clerk. It was moved by Deputy Mayor McCaffrey, with a Publication Date of February 4, 2010, and a Public Hearing Date of February 16, 2010. Councilwoman Riley seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-2 was so ordered on First Reading. Councilman Smith was absent.

ORDINANCE FOR SECOND READING & PUBLIC HEARING

2010-1 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL,
ESTABLISHING A NEW MOUNT LAUREL TOWNSHIP CODE
SECTION 154.131.12 THROUGH 154.131.24 AND REPEALING THE
CURRENT PROVISIONS OF MOUNT LAUREL TOWNSHIP CODE
SECTION 154.131.12 ET SEQ. IN ORDER TO CONFORM TO THE
REQUIREMENTS OF THE UNIFORM HOUSING AFFORDABILITY
CONTROL (UHAC) REGULATIONS, N.J.A.C. 5:80-26.1 ET SEQ.;

02-01-10

PROVIDING FOR SEVERABILITY; AND PROVIDING AN
EFFECTIVE DATE

Ordinance 2010-1 was read as entitled by the Municipal Clerk. A motion for adoption was made by Deputy Mayor McCaffrey, seconded by Councilwoman Riley, and enacted on a unanimous roll call vote. Councilman Smith was absent.

PUBLIC PARTICIPATION ON ORDINANCE - None.

PUBLIC PARTICIPATION

GENE BOCELLI, 130 Elbo Lane – Stated he was here at last meeting. The dry pond was not on punch list for Chalfonte Estates.

MANAGER BLUMENTHAL – Stated she was aware that the dry basin was not part of punch list.

MAYOR KEENAN – Asked the Manager to set up a meeting with Mr. Bocelli.

STEVE SCHWARTZ, 108 Hooton Road – Is trying to put together a 5k run and 1 mile walk at Laurel Acres Park on 3-28 for Haiti and would like to know how to go about it.

MAYOR KEENAN – He is sure that Ralph Giangiulio, our Parks and Rec. Director and Mike Ritchie of Striders would be willing to help.

Council was in agreement that event could be held and could be put on website.

DAVID SAUTER, 31210 Echelon Road, Voorhees, President of Animal Activists in New Jersey – Is here about plan regarding geese and humane euthanasia by USDA. They use shotguns or herd them and use carbon dioxide gas. They will stampede as they panic. It is not humane and hopes Council considers other options. You can establish high grasses or riprap which is a stone placed around water. Border collies have been used or fox decoys. Addling is more humane and he hopes that other measures are considered to deal with problem. He got information from channel 6 and from news article in the Courier-Post.

MAYOR KEENAN – Requested that he speak to the manager. Addling is first course of action. The Township has been researching this for over two years. The township wants to make it as humane as possible.

SHARON POLLACK, 6 Woodmont Court, Medford – Is here representing the National organization against destruction of Canadian geese. The USDA profits from killing geese. There is no evidence that it works. It creates a void for other geese to fill. They only allow a small amount to be killed each year. There are 85,000 resident Canadian geese in NJ. The USDA is only allowed to kill 3000 annually. Euthanasia is for mercy killing for sick or injured animals. Gassing them is killing perfectly healthy geese. There is no evidence of human illness from Canadian geese. She recognizes that they can be a nuisance. A poll showed 71% do not want Canadian geese killed. She provided a DVD produced by the humane society.

TINA WILSON, 654 Cascade Drive South – Was horrified when she saw Action News. Gas is not a humane method to kill. Most animal lovers would be very upset. She appreciates clean surroundings and walks at Laurel Acres Park. Wildlife should be enjoyed at Laurel Acres Park. She spoke to Robin at New Jersey Geese Control and she uses dogs. She feels we should not use \$13,000 of taxpayer money to have them killed and creating a vicious cycle. Money could be used to build a new children's playground away from water. We must live in a peaceful and harmonious way. She agrees with addling.

CAROL CLARK – HOLIDAY VILLAGE EAST - When you take a predator out of an area, you upset the natural balance. It leads to other problems like more bugs and insects. Use sterilization, tall grasses, fences or other humane ways. Just because something is

02-01-10

legal, doesn't make it right. She cannot believe that the township would approve this method.

MANAGER BLUMENTHAL – The main part of the plan is adding. The UDSA comes in early in the season to count the nests. Euthanasia is 2nd tier. At this point, we are just accessing. The contract is in case we want to go to phase II. We do not even have a count on the number of nests yet.

FRED BAUN, 104 Haines Road – Thinks our money could be better spent hiring a truck and taking them all to Medford. You have to wear boots in the park. The Geese do not need water and ponds anymore. There are 200 at the Turnpike field and there is no water there. They are not native to New Jersey. The amount of feces is a health hazard and you cannot convince him otherwise.

COMMENTS BY PROFESSIONALS

None.

COMMENTS BY COUNCIL MEMBERS

COUNCILWOMAN RILEY – Thanked everyone for coming out and never be afraid or nervous to speak. Commends Mr. Schwartz and his group for putting together the 5k race.

COUNCILMAN McCaffrey – Wishes them a lot of success.

COUNCILWOMAN BOBO – Her favorite part of job is when young people come out.

MAYOR KEENAN – Encourages the geese people to speak to the manager. Well served by residents and volunteering. Thanked everyone for coming.

10-R-61 **RESOLUTION AUTHORIZING MOUNT LAUREL TOWNSHIP COUNCIL TO GO INTO CLOSED SESSION FOR DISCUSSION OF LITIGATION MATTERS**

The Clerk read the Resolution as entitled. A motion for adoption was made by Councilwoman Riley, seconded by Deputy Mayor McCaffrey, and enacted on a unanimous roll call vote. Council went into closed session at 8:50 p.m.

RETURN TO OPEN SESSION

A motion was made by Councilwoman Riley and seconded by Councilwoman Bobo to return to open session. All were in favor and Council returned to open session at 9:27 p.m.

Bocelli Matter

Councilwoman Riley questioned if in Mr. Bocelli's case, if it is the fault of the developer, does he get billed? Mayor Keenan questioned by Council is involved. Ms. Blumenthal stated that she has told him that we are not approving any more time from our professionals at our expense.

Councilwoman Riley stated that the attorney for the builder should be discussing the problem with Mr. Bocelli. Mr. Norman replied that he is trying to get both parties together privately. If Mr. Long is used, they should pay for it, not the township.

Deputy Mayor McCaffrey commented that we should make sure the punch list items are taken care of but we have no obligation beyond that.

Mayor Keenan asked the Manager to send a letter to Mr. Bocelli giving him the name of Mr. Procacci's attorney and ask him to contact them.

02-01-10

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Ms. Blumenthal responded that she had told Mr. Bocelli we are not approving any more bills from our professionals.

Councilwoman Riley stated that the attorney for the builder should be discussing the matter with Mr. Bocelli.

Mr. Norman stated he is trying to get both parties together privately. If Mr. Long is used, they should pay for it.

Deputy Mayor McCaffrey stated that the township would insure that the punch list items are taken care of but we have no obligation beyond that.

Mayor Keenan asked Ms. Blumenthal to send a letter to Mr. Bocelli giving him the name of Mr. Proccoci's attorney and ask Mr. Bocelli to contact the attorney.

ADJOURNMENT

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 9:37 P.M.

Respectfully submitted,

PATRICIA HALBE, RMC
Municipal Clerk

Transcribed by
Carol Modugno

The minutes of this meeting are summary minutes. A copy of the recording of this meeting will be available in the office of the Municipal Clerk for four years.