

**THIRD REGULAR MEETING OF THE MOUNT LAUREL TOWNSHIP
COUNCIL
MARCH 1, 2010**

The Third Regular Meeting of the Mount Laurel Township Council was held on Monday, March 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, Councilwoman Tracy Riley and Councilman Chris Smith. Also present were Patricia Halbe, Township Clerk, Jennifer Blumenthal, 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.

**PRESENTATION OF NEW JERSEY LAW ENFORCEMENT ACCREDITATION
AND NATIONAL RECOGNITION FROM THE COMMISSION ON
ACCREDITATION FOR LAW ENFORCEMENT AGENCIES (CALEA)**

Mitchel Sklar of New Jersey State Chiefs of Police Association presented certificate. Our agency is accrediting body for New Jersey.

DENNIS CRIBBEN – Three years of hard work of all men including past two chiefs. Lt. Howard personally responsible for insuring that this happened.

PROCLAMATIONS

10-R-67 **PROCLAMATION OF COMMENDATION TO MOUNT LAUREL
FIREFIGHTERS LARRY FOX AND GLENN NICHOLS FOR THEIR
BRAVERY AND HEROISM DURING A DANGEROUS RESCUE
ASSIGNMENT**

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

Mayor Keenan presented the proclamation to firefighters Larry Fox and Glenn Nichols and commended them for their heroic act.

10-R-68 **PROCLAMATION OF COMMENDATION TO MOUNT LAUREL
FIRE DEPARTMENT ENGINE COMPANY 3611, RESCUE
COMPANY 3639, TOWER LADDER 3635 AND WESTAMPTON
ENGINE COMPANY 2723 MEMBERS FOR THEIR HEROISM**

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

Mayor Keenan presented the proclamation to the Fire Departments and commended them on their actions.

10-R-69 **PROCLAMATION OF CONGRATULATIONS TO ADATH EMANU-
EL SYNAGOGUE ON THE OCCASION OF THE YEAR LONG
CELEBRATION OF THEIR 50TH ANNIVERSARY**

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

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10-R-70 PROCLAIMING MARCH 2, 2010 AS READ ACROSS AMERICA DAY IN MOUNT LAUREL TOWNSHIP

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

10-R-71 PROCLAIMING MARCH AS AMERICAN RED CROSS MONTH IN MOUNT LAUREL TOWNSHIP

The Clerk read the Proclamation 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-72 PROCLAMATION DESIGNATING THE MONTH OF MARCH AS "WOMEN'S HISTORY MONTH"

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.

RESOLUTION-FINANCIAL

10-R-73 PAYMENT OF BILLS FOR JANUARY 2010

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

RESOLUTIONS

10-R-74 APPOINTMENT OF JENNIFER BLUMENTHAL AS TEMPORARY CHIEF FINANCIAL OFFICER FOR MOUNT LAUREL TOWNSHIP

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-75 CHANGE OF CUSTODIAN AND DISBURSING OFFICERS FOR DEPOSITORY OF FUNDS

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

10-R-76 RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR UNDERDRAIN REPAIRS

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

10-R-77 RESOLUTION AUTHORIZING THE SIGNING OF AN AGREEMENT WITH THE BURLINGTON COUNTY BOARD OF CHOSEN FREEHOLDERS FOR AERIAL LARVAL/ADULT MOSQUITO CONTROL ACTIVITIES

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-78 AUTHORIZING THE SUBMISSION OF A MUNICIPAL RECYCLING GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENERGY, OFFICE OF RECYCLING 2009

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

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10-R-79 AUTHORIZING THE SUBMISSION OF A MUNICIPAL RECYCLING GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENERGY, OFFICE OF RECYCLING 2010

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-80 AUTHORIZATION TO INSTALL A FENCE WITHIN A LANDSCAPE BUFFER EASEMENT AREA FOR BLOCK 401.07, LOT 24

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-81 RESOLUTION OF THE TOWNSHIP OF MOUNT LAUREL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, DESIGNATING CERTAIN PROPERTIES IN THE "FELLOWSHIP AREA PRELIMINARY NEEDS INVESTIGATION REDEVELOPMENT STUDY AREA" AS AN AREA IN NEED OF REDEVELOPMENT IN ACCORDANCE WITH N.J.S.A. 40A:12A-1, ET SEQ.

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.

ORDINANCES FOR FIRST READING

2010-3 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING, REVISING AND SUPPLEMENTING CHAPTER 34 OF THE CODE OF THE TOWNSHIP OF MOUNT LAUREL, ENTITLED LAND USE PROCEDURES

Ordinance 2010-3 was read as entitled by the Municipal Clerk. It was moved by Councilman Smith, with a Publication Date of March 4, 2010, and a Public Hearing Date of March 15, 2010. Councilwoman Riley seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-3 was so ordered on First Reading.

2010-4 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING, REVISING AND SUPPLEMENTING CHAPTER 154 OF THE CODE OF THE TOWNSHIP OF MOUNT LAUREL

Ordinance 2010-4 was read as entitled by the Municipal Clerk. It was moved by Councilwoman Riley, with a Publication Date of March 4, 2010, and a Public Hearing Date of March 15, 2010. Deputy Mayor McCaffrey seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-4 was so ordered on First Reading.

2010-5 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING, REVISING AND SUPPLEMENTING CHAPTER 138 OF THE CODE OF THE TOWNSHIP OF MOUNT LAUREL

Ordinance 2010-5 was read as entitled by the Municipal Clerk. It was moved by Deputy Mayor McCaffrey, with a Publication Date of March 4, 2010, and a Public Hearing Date of March 15, 2010. Councilwoman Bobo seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-5 was so ordered on First Reading.

2010-6 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING, REVISING AND SUPPLEMENTING CHAPTER 124 OF THE CODE OF THE TOWNSHIP OF MOUNT LAUREL

Ordinance 2010-6 was read as entitled by the Municipal Clerk. It was moved by Councilwoman Riley, with a Publication Date of March 4, 2010, and a Public Hearing

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Date of March 15, 2010. Councilman Smith seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-6 was so ordered on First Reading.

2010-7 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL,
 COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING
 AND SUPPLEMENTING CHAPTER 66, CONSTRUCTION CODES,
 UNIFORM

Ordinance 2010-7 was read as entitled by the Municipal Clerk. It was moved by Councilwoman Bobo, with a Publication Date of March 4, 2010, and a Public Hearing Date of March 15, 2010. Councilwoman Riley seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-7 was so ordered on First Reading.

2010-8 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL,
 COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING
 ORDINANCE 2009-11 TO ESTABLISH A LICENSING AGREEMENT
 FEE

Ordinance 2010-8 was read as entitled by the Municipal Clerk. It was moved by Deputy Mayor McCaffrey, with a Publication Date of March 4, 2010, and a Public Hearing Date of March 15, 2010. Councilman Smith seconded the motion. Upon a unanimous roll call vote, Ordinance 2010-8 was so ordered on First Reading.

PUBLIC PARTICIPATION

MIKE NEYLAN, 128 South Pond Drive– Thanked the Township for suspending the permit fee for Tricia Meadows since many are senior citizens. It seems these houses were approved by HUD and the State so there are no real codes for them. Some of the homeowners can purchase heater kits to correct the problem but for those that cannot, a man-made extension must be made and wondered what problem they will have with the township inspections since they are not giving us any code to follow.

MANAGER BLUMENTHAL – In speaking with Mr. Holshue, he said that we have no jurisdiction over them since they were approved by the DCA.

MIKE NEYLAN – The Township has to approve inspections and if there is no code, how can the township inspect it? He would like to know what will be approved if there is no standard.

MANAGER BLUMENTHAL – Will take his contact information and get back to him on it.

MAYOR KEENAN – The Manager will speak with Ray Holshue to get specific guidelines for him.

BOB BOHINSKI, 41 Broadacre Drive –Chapter 124 on the website states that no application shall be deemed complete if there are outstanding collection fees or escrows. This was in effect when the Agreement was signed by the Mayor in 2002 for Spring Valley Estates and he wants to know what the township is going to do about it.

CHRIS NORMAN – The section that you are referring to is when a development application is before the Planning Board and cannot be heard if there are arrearages in escrow money. The problems with Spring Valley Estates took place after that date when the developer went bankrupt. It was not an escrow issue.

MR. BOHINSKI – The homeowners paid into that account, \$550 per household.

CHRIS NORMAN – I have seen no evidence to that effect. I recall that those monies did not come from the homeowners but was a lump sum payment that came from the bonding company. If you have documentation to that effect, I would like to see it.

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MAYOR KEENAN – Asked that Mr. Bohinski provide a copy of what he is speaking about to Mr. Norman so that he can review it.

MR. BOHINSKI –I think this needs to go back to the Planning Board since the development is unfinished.

CHRIS NORMAN – There is really no kind of procedure for that. The Planning Board has limited jurisdiction and any issues of enforcement would be under the township jurisdiction. In the case of Spring Valley Estates, it was addressed as a settlement in lieu of litigation, which we have discussed many times. It is not within the Planning Board's statutory responsibility to act on it.

MAYOR KEENAN –We have discussed this many times. The money that went into escrow account was for general maintenance purposes. The Township has been maintaining over 6 acres and is responsible for the basin maintenance and it would be irresponsible to take the remainder of the money, \$114,000, and use it for biking/walking paths when it will need future maintenance of the retention basin. A normal association would have to put in \$25,000 per year into an escrow account to maintain a basin. The bridge washed out and put back and you were one of those that asked it be put back at a cost of \$265,000. We know we have incurred maintenance costs that have not been taken out of the fund and perhaps should have been.

MR. BOHINSKI – The Township was to receive FEMA Funds for the bridge according to a letter he received from Pat Halbe.

PATRICIA HALBE – FEMA had promised a very small amount compared to what the total cost to replace the bridge was. I am not sure that we ever received anything from them because they kept adding so many requirements.

MR. BOHINSKI – You previously indicated that you were going to put a letter out about establishing a homeowner's association.

MAYOR KEENAN –If there are a number of residents that want to start a homeowners association, we will work with them to help set up the association and have our solicitor look at the plan and we will transfer the remaining escrow funds and you would take over responsibility for the open space and basin maintenance. If you have enough residents that want to do that, have them let us know.

JEFF SHAPIRO, 433 Kelham Court – Asking for traffic light installation date at Union Mill Road and Larchmont Blvd.

MANAGER BLUMENTHAL – The bids were received and Bill Long is putting together the schedule.

JEFF SHAPIRO – He would also like some information about the road program.

MANAGER BLUMENTHAL – Six roads were selected and two alternates also chosen.

JEFF SHAPIRO – He would like to find out information about flooding on Union Mill Road.

MANAGER BLUMENTHAL – We have requested appropriations through Congressman Adler to get funds to do a study on Union Mill.

MAYOR KEENAN –We are looking for grant money from the flood mitigation program that the State had set up. We did participate in the flood hazard study several years ago.

JEFF SHAPIRO – The other problem he has noticed is that Parker's Creek has widened so it is more dangerous to drive on Union Mill and Hartford Road.

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MAYOR KEENAN –Our emergency personnel is aware of the flooding, monitors it and shuts it down periodically.

LISA CONTE, 126 Calderwood Lane – Would like to know where the underdrain repairs are going to be and is there a list?

MANAGER BLUMENTHAL – The contract is for when it fails for emergency purposes.

COMMENTS BY PROFESSIONALS

None.

COMMENTS BY COUNCIL MEMBERS

COUNCILMAN McCAFFREY – Thanked the Mayor of Westampton for coming to participate in the ceremony this evening.

MAYOR KEENAN – I would like to thank the Fire Commission, Chief Gallos and the Mayor from Westampton. Thanked everyone for coming out.

A motion was made by Councilwoman Riley to adjourn the Third Regular Meeting of the Mount Laurel Township Council, seconded by Councilwoman Bobo, and upon concurrence, the meeting was adjourned at 8:52 P.M.

Respectfully submitted,

PATRICIA HALBE, RMC
Municipal Clerk

Transcribed by
Carol Modugno