

**EASTAMPTON TOWNSHIP COUNCIL  
REGULAR SESSION MINUTES  
June 12, 2006, 7:30 p.m.**

**Call to Order**

Mayor Hartman called the meeting to order at 7:30 p.m.

**Pledge to the Flag**

\_\_\_\_\_ Everyone participated in the Pledge.

**Opening Statement**

Notice of this meeting was published in the Burlington County Times on January 6, 2006. Notice was posted on the Municipal Bulletin Board and sent to the Courier Post for information.

**Roll Call**

Present: Mr. Nagler, Mr. Hartman, Ms. Russomanno and Mr. Paneque.

Also Present: Eileen Fahey, Esq., Scott Carew, Manager and Linda Peryer Acting Township Clerk.

Absent: Mr. Renzulli

**Appoint Township Municipal Clerk for a three-year Term**

Mayor Hartman read the Resolution aloud.

Motion by Deputy Mayor Nagler, seconded by Councilwoman Russomanno to adopt 2006-81, a Resolution to Appoint Linda M. Peryer Municipal Clerk. All voted in the affirmative.

Eileen Fahey, Esq. Administered the Oath of Office to Clerk Peryer.

**Township Manager's Report**

Mr. Carew spoke with Ed Besko whose daughter is receiving an award for having perfect attendance for 12 consecutive years. Mr. Carew suggested that a proclamation be put together for this event which will take place next Tuesday night. He commented that this is an impressive feat. Mayor Hartman will gladly support this event and present a proclamation.

Mr. Carew spoke with Jim Kyle from Sharbell. They have just about finalized the Developer's Agreement. The projects of repaving Student drive and erection of a recreation building at Buttonwood Park for just under \$150,000.00 were also discussed. Should the cost exceed the amount anticipated Mr. Carew will speak with CFO Mingin to see what the options are.

There were some issues with the school inspections which were a result of misunderstandings between the Construction Company and the School Administration. They have completed the concrete work which is the hectic portion of the construction when it comes to inspections. Mr. Carew has been meeting with Ms. Mintz. Mr. Murray has been as accessible as possible to the construction company. The construction company originally wanted inspections daily but that was not possible.

They are waiting for County approval and will have a schedule by July relative to the curb cutout on Woodlane Road.

Deputy Mayor Nagler asked if Manager Carew wanted him to speak to Mr. Iacovitti to let him know where the Township is. Manager Carew said yes.

Mr. Carew also had a very productive meeting with Solicitor Fahey, Assessor Renwick and a prospective developer and is moving along well.

Mr. Carew has a meeting Friday for shared services wherein they will be signing up for the cooperative purchasing program. This will be saving the Township money with purchasing power.

The Fire Department has announced that they are going to go forward with the purchase of the squad building after the squad sells it to the Township and pursuant to the conditions that were previously discussed. 342 will be dissolved in July.

### **Acceptance of Departmental Reports**

Motion by Councilman Paneque, seconded by Councilwoman Russomanno to accept the following reports for May 2006: Public Works, Clerk, Court, Tax Assessor, Police, CCO, Tax Collector and Treasurer. All voted in the affirmative.

### **Approve Bill List**

Motion by Deputy Mayor Nagler, seconded by Councilwoman Russomanno to approve the May 2006 Bill List. All voted in the affirmative.

### **Public Comments**

Mayor Hartman opened to the public at 7:47 p.m.

Peter Ulyette, 19 Chelsea Road asked to understand legal issues with the Town Center land. Ms. Fahey explained that it is under deed restriction which prevents further development. There is also a conservation easement to preserve the property. Mr. Ulyette asked what the land cost. The cost was thought to be around \$9,000,000. It was explained that had the Township not purchased the property it would have been developed with housing in excess of 600 homes. A portion of that land was dedicated to Green Acres and the rest is under the conservation easement. Mr. Ulyette asked if, in addition to the open space tax, the residents are funding that purchase as well.

Mr. Ulyette brought up at the last meeting where Mr. Miller raised the point regarding people selling their homes because people cannot afford the taxes. Mr. Renzulli made a statement that for every seller there is a buyer. Mr. Ulyette did not believe that was an appropriate statement.

The public portion of the meeting was closed at 7:52 p.m.

### **Acceptance of Minutes**

Motion by Deputy Mayor Nagler, seconded by Councilwoma Russomanno to accept the following Minutes:

January 25, 2006 Environmental Commission  
February 22, 2006 Environmental Commission

All voted in the affirmative. Mr. Paneque abstained.

### **Approval of Current Year Minutes**

Motion by Deputy Mayor Nagler, seconded by Councilman Paneque to approve the following Minutes as amended:

- May 8, 2006 Regular Session
- May 22, 2006 Regular Session with changes noted
- May 22, 2006 Closed Session

Page 4 of the May 22 minutes does not reflect Mr. Renzulli's statements correctly. Listen to tape. Under school budget open public comments misquoted that the state is putting out "Special Children" to special education children" page 5.

All voted in the affirmative.

## **Resolutions (Consent)**

Motion by Councilman Panque seconded by Councilwoman Russomanno to adopt the following Resolutions:

- 2006- 82      Renew Liquor License
- 2006-83      Authorize execution of 2007 Municipal Alliance Grant Application
- 2006-84      Refund Overpayment of Taxes
- 2006-85      Resolution in Support of Gang Deterrence Package
- 2006-86      Authorizing Submission of Applications for State Transportation Trust Funds for Creation of a Bike Lane and Roadway Improvements to Knightsbridge Road from Powell Road (CR #621) to Woodlane Road a.k.a North Pemberton Road (CR#630)

Mr. Carew explained 2006-83 is part of an Agreement entered into with other municipalities, Westampton being the lead agency to obtain grants for alcoholism and drug abuse.

2006-85 is supporting the entire 17 bill package and helping law enforcement fight gangs in the area.

2006-86 provides for a more pedestrian friendly roadway. Manager Carew stated that it is a safety issue and the Township is applying for a grant but would suggest that the Township carry out the project in the event that the grant isn't received due to the safety issue.

All voted in the affirmative.

## **Ordinances - Final Reading and Public Hearing**

Mayor Hartman opened the meeting to the public. No public comments

Motion by Deputy Mayor Nagler, seconded by Councilman Paneque to adopt the following Ordinance:

- 2006-04      AN ORDINANCE OF THE TOWNSHIP OF EASTAMPTON AMENDING CHAPTER 85 OF THE CODE OF THE TOWNSHIP OF EASTAMPTON WITH RESPECT TO STORMWATER MANAGEMENT AND AMENDING THE STORMWATER MANAGEMENT PLAN

Upon roll call vote, all voted in the affirmative.

Manager Carew stated that this is for the money to purchase the squad building which will be repaid when the Fire Company purchases it from the Township. \$250,000 is for the road improvement program. Councilwoman Russomanno asked if the money received by the Fire Department would pay down the bond. Manager Carew stated that the money would go into surplus. Solicitor Fahey stated that the bonds usually do not allow for early payment. Manager Carew stated that the money could be used for immediate tax relief.

Mayor Hartman opened the meeting to the public.

Walt Tafe, 8 Cypress Drive asked if this was to keep the rescue squad in business. Mayor Hartman stated that it was. Mr. Tafe asked what the budget they passed for the Fire Department was for then. Deputy Mayor Nagler stated that the squad no longer has the funds to fund that building. The Fire Department will fund the operation of the squad but the building still has to be funded and the Township has been paying the mortgage. Mr. Tafe asked if the Fire Department was also going to build a new building. Deputy Mayor Nagler stated that they hope to build onto the emergency squad building. Deputy Mayor Nagler stated that the Township is the guarantor on that building and should no payments be made it would be the Township's responsibility. Deputy Mayor Nagler stated that the cost of the bond is a substantial cost savings.

Peter Ulyette, 19 Chelsea Road stated that if the Fire Department's referendum is voted down what will happen.

Mayor Hartman closed to public at 8:18 p.m.

Motion by Deputy Mayor Nagler seconded by Councilman Paneque to adopt the following Ordinance:

2006-06      A BOND ORDINANCE OF THE TOWNSHIP OF EASTAMPTON PROVIDING FOR CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF EASTAMPTON AND APPROPRIATING EIGHT HUNDRED FIFTY-ONE THOUSAND DOLLARS (\$851,000.00) THEREFORE AND AUTHORIZING THE ISSUANCE OF BONDS AND NOTES IN THE AMOUNT OF \$808,450.00

Upon roll call vote, all voted in the affirmative.

### **Old Business**

Councilman Nagler asked about the rezoning of the school property. Ms. Fahey stated that it can now be referred to the Planning Board.

Councilman Paneque asked about the Township's COAH designation. Manager

Carew stated that it has gone to Barbara Fegley and he has not heard back. Ms. Fahey stated that COAH has asked for additional information and it is up to ERI to show why they used the calculations they did. Ms. Fahey further explained that COAH is asking Townships to estimate what their growth rate will be over the next few years.

The Township has received written confirmation from Green Acres that the contamination issue has been satisfied. Mr. Carew has now asked for the confirmation of the receipt of the money be put into writing, and for Green Acres to meet their 50% obligation back from 1999. \$1,275,000 will still be owed to fulfill their obligation. Mr. Paneque asked if there was any idea of when the Township would receive the money. Mr. Carew stated that there is not and other Towns are having the same problem trying to get money that are due to them as well.

### **New Business**

None.

### **Committee Reports**

Land Use Planning Board - Clerk Peryer advised that Sharbell was approved.

Environmental Commission - Councilman Paneque has a meeting coming up in two weeks. They did the pruning for memorial day. Everyone congratulated the Commission.

Economic Development Advisory Committee - Councilwoman Russomanno - no report.

Parks and Recreation Committee - Councilman Renzulli absent.

Route 206 Corridor Study - Councilman Paneque reviewed a powerpoint presentation included in the packets. Mr. Paneque stated that they are moving along. He suggested appointing other members of the Municipality also attend these meetings.

### **Comments**

Ms. Fahey and Mr. Carew congratulated Ms. Peryer on her appointment. Mayor Hartman stated the Township has been busy with the community health walk, the 5k, Memorial Day ceremony and fishing tournament awards.

Motion by Councilwoman Russomanno, seconded by Councilman Nagler to recess at 8:37 p.m. All voted in the affirmative.

Regular Session was reconvened at 8:42 p.m.

Motion by Councilman Nagler, seconded by Councilwoman Russomanno to adopt Closed Session Resolution 2006-87 to enter into closed session to discuss litigation at 8:42 p.m. All voted in the affirmative.

Motion by Councilwoman Russomanno, seconded by Councilman Paneque to reconvene regular session at 9:03 p.m. All voted in the affirmative.

Motion by Deputy Mayor Nagler, seconded by Councilwoman Russomanno to approve and adopt everything that requires approval and adoption relative to the multi-town Water Company lawsuit. All voted in the affirmative.

### **Adjournment**

Motion by Councilman Paneque, seconded by Deputy Mayor Nagler to adjourn at 9:04 p.m. All voted in the affirmative.

Respectfully submitted,

Linda M. Peryer, RMC  
Township Clerk

CLOSED SESSION MINUTES  
June 12, 2006

Ms. Fahey explained that a multi-town lawsuit against the water company is about to be embarked on again.

Ms. Fahey recommend that the Township accept the settlement offer from Unifirst Corporation for uniforms at \$1,500.00. Council agreed approve the settlement.

Manager Carew will reach out to Tom Czerniecki for clarification on Green Acres and land preservation.

Respectfully submitted,

Linda M. Peryer, RMC  
Township Clerk