

HAINESPORT TOWNSHIP COMMITTEE MINUTES

**September 13, 2016
7:30 P.M.**

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of September 13, 2016 was included in a meeting notice sent to the Burlington County Times and Courier Post On January 11, 2016 and January 14, 2016 and advertised in said newspapers on January 13, 2016 and January 19, 2016, respectively posted on the bulletin board in the municipal building on January 19, 2016 and has remained continuously posted as required under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the Office of the Municipal Clerk.

1. **CALL TO ORDER** - by Mayor Dickinson at 7:41 P.M.

Before the meeting started Mayor Dickinson called for a moment of silence for the victims of 9/11.

2. **FLAG SALUTE**

3. **ROLL CALL** - present were Committeeman Clauss, Committeeman Fitzpatrick, Deputy Mayor Porto and Mayor Dickinson. Also present was Administrator/Clerk Leo F. Selb, Jr. and in the absence of Solicitor Theodore Costa was Solicitor Travis Richards.

4. **MINUTES**

A. APPROVAL OF REGULAR COMMITTEE MINUTES OF AUGUST 9, 2016

B. APPROVAL OF EXECUTIVE SESSION MINUTES OF AUGUST 9, 2016

Motion: Deputy Mayor Porto. Second: Committeeman Clauss. Abstain: Committeeman Krollfeifer. All others yes.

**C. APPROVAL OF SPECIAL MEETING COMMITTEE MINUTES OF
AUGUST 23, 2016**

Motion: Committeeman Clauss. Second: Committeeman Krollfeifer. All yes.

5. REPORTS

- A. Tax Collector – August, 2016**
- B. Code Enforcement – August, 2016**
- C. Fire Official – August, 2016**
- D. Construction – August, 2016**

Motion to approve the reports and to spread the Tax Collector's report across the minutes: Committeeman Clauss. Second: Committeeman Krollfeifer. All yes.

6. DISCUSSION/PRESENTATION

- A. Selecting date for Special Meeting for Award of Pickleball Contract and Discussion in Executive of Potential Litigation- HITCO, Land Use Issues and Personnel. Action will be taken at Special Meeting.**

It was decided to have the Special Meeting on September 22, 2016 at 7:00 P.M.

B. Burlington County Park Grant Application

Mr. Selb said he talked to the woman who handles the grants and she said they are usually out by now but they aren't yet. Once the grants come out the window closes very quickly, usually within 30 days. Mr. Selb put together some ideas for the Grant Application for the committee and some of the ideas were: remote security cameras for some of our parks, taking the play surface from some of the parks that still have the black shredded rubber and replacing it with that safe play surface that we used on the playground for the children that are challenged, a second well to take the stress off the only well that we have now to keep our fields green, lights for pickle ball, tennis and soccer fields, a power building, a dog park, installing a colored walkway from Flo's to Robinson and Rancocas Park, improve the boat ramp and roadway at Flo's, and establishing a pavilion at Rancocas Park. Mr. Selb said these are just some of the ideas and there is no definite decision on any of them; he just wanted to share with the committee and maybe in discussion they can discuss it tonight or sometime down the road when that grant becomes available. Mayor Dickinson said these are some things we can

consider or even recommendations from the public. Mr. Selb said some of this is coming from the public and others from himself and the committee but if there is more out there he is more than willing to take their comments. The most we have been given is \$250,000 in a grant; last year we were given \$180,000. Some years we get less than that, there is a lot more competition going on in the communities right now. Mayor Dickinson said that we go over this every year just how the county looks at it. Mr. Selb said that they look to see if it benefits the township but also if it benefits the county as well. They look at a lot of factors. It's a very short window we have to put it together and it takes time to write all the paperwork.

C. Sign in Sheet for Speakers at meeting for Public Comment.

Mr. Selb said that some of the towns have a sign in sheet for public comment and he didn't know if the committee would like that. The reason they have it is not to discourage the public from talking but to establish who they are because sometimes the public forgets to say that or maybe it doesn't come out clear when they say it. Usually, on the sign in sheet, they put the name and address and even the topic they want to talk about. They ask people to do that at the beginning of the meeting but that does not prevent anybody, if they haven't signed in, from speaking. Mayor Dickinson said that some other communities and even the county has the public sign in before they speak. At the county level the public can only speak if they have signed in. Actually, they pick the questions but that is not what this township is looking for. Mr. Fitzpatrick said he personally doesn't feel it is justifiable to have people sign in. He thinks it puts undo pressure on the people. It's kind of like big government to him. He doesn't like the idea of having them sign in. Mayor Dickinson mentioned that we are not keeping attendance. There was a discussion about the subject. After the discussion it was decided not to have a sign in sheet for public comment.

7. ORDINANCES

A. ORDINANCE 2016-11-8 Ordinance of the Township of Hainesport, County of Burlington, State of New Jersey, Amending Chapter 198 Sewer Disposal **(Public Hearing and Final Adoption)**

There was a motion to open for the public hearing. There was no public discussion.

Motion: Committeeman Fitzpatrick. Second: Deputy Mayor Porto. Abstain: Committeeman Kröllfeifer. All others yes.

B. ORDINANCE 2016-12-8 Ordinance Amending Chapter 67 Business Licenses **(Public Hearing and Final Adoption)**

There was a motion to open for the public hearing. There was no public discussion.

Motion: Committeeman Fitzpatrick. Second: Committeeman Clauss. Abstain: Committeeman Krollfeifer. All others yes.

- C. **ORDINANCE 2016-13-9** Ordinance of the Township of Hainesport, County of Burlington, State of New Jersey, Granting of Easements For Storm and Sanitary Sewer Under, Through, and Across Greenwood Avenue (**First Reading and Introduction**) (**Public Hearing and Final Adoption October 11, 2016**)

Mr. Selb said this is a result of working with our Joint Land Use Board for a local business. He has been approved to expand on his property and needs some appropriate drainage and he is looking for an easement to assist in that. It is a paper street. It appears that there is no hope of anybody building that would adjoin this street.

Motion: Deputy Mayor Porto. Second: Committeeman Krollfeifer. All yes.

8. RESOLUTIONS

- A. **RESOLUTION 2016-141-9** Resolution Authorizing Lien for Securing Property Deemed a Safety and Health Hazard Located at **10 Pennsylvania Avenue**

Mr. Selb said that this was a requirement because we began to have people squatting in a garage behind the house that we had already boarded up. We had to go in and also board up the garage.

Motion: Deputy Mayor Porto. Second: Committeeman Clauss. All yes.

- B. **RESOLUTION 2016-142-9** Resolution Authorizing the Hiring of Part-Time Clerical Personnel – **Tara Wicker**

Motion: Committeeman Fitzpatrick. Second: Deputy Mayor Porto. All yes.

- C. **RESOLUTION 2016-143-9** Resolution Authorizing Release of Performance Bonds for Washington Street Subdivision - **Paparone**

Motion: Committeeman Fitzpatrick. Second: Committeeman Krollfeifer. All yes.

- D. **RESOLUTION 2016-144 – 9** Resolution to Award a Professional Service Contract for Engineering Services for a Park Project – **Pickleball Courts**

Motion: Committeeman Fitzpatrick. Second: Deputy Mayor Porto. All yes.

- E. **RESOLUTION 2016-145-9** Resolution Extending Employment for Seasonal Public Works Employee – **Gage Murphy**

Motion: Deputy Mayor Porto. Second: Committeeman Krollfeifer. All yes.

- F. **RESOLUTION 2016-146-9** Resolution to Award a Contract for the Repair and Resurface of the **Roller Hockey Rink**

Mr. Selb said this is a temporary fix for the rink. In 3 years we may have to do the whole Roller Hockey Rink. We are trying to get another 2-3 years out of it.

Motion: Committeeman Clauss. Second: Committeeman Krollfeifer. All yes.

- G. **RESOLUTION 2016-147-9** Resolution Authorizing Hiring of Full Time Employee for Public Works – **Gage Murphy**

Motion: Committeeman Clauss. Second: Committeeman Krollfeifer. All yes.

Motion to amend the agenda to add Resolutions 2016-149-9 and 2016-150-9: Deputy Mayor Porto. Second: Committeeman Clauss. All yes.

- H. **RESOLUTION 2016-149-9** Resolution Fixing the Rate of Interest to be Charged on Delinquent Sewer Connection Fees

Mr. Selb said this is perfunctory and it needs to be done according to talking to our staff. This is so that anything that is not paid on time the interest is to be assessed for non-payment and the rates are set by the state. Deputy Mayor Porto said this is state standard.

Motion: Deputy Mayor Porto. Second: Committeeman Clauss. All yes.

- I. RESOLUTION 2016-150-9** – A Resolution Adopting a Form Required to be Used for the Filing of Notices of Tort Claim Against the Township of Hainesport in Accordance with the Provisions of the New Jersey Tort Claims Act, N.J.S.A.59:8-6

Motion: Deputy Mayor Porto. Second: Committeeman Krollfeifer. All yes.

9. CORRESPONDENCE

A. Burlington County Health Department 2015 Annual Report

Mr. Selb said this is a lengthy report and he left it on the committee table so the committee members can look at it at their leisure.

10. COMMENTS FROM THE PUBLIC (Comments are limited to 5 minutes)

Kathy Parker, 1819 Creek Road – said she wanted to thank the committee for the work they did to get a site triangle at the intersection of Mt. Laurel Road and Fostertown Road. Somebody has been out there and done some work there and she appreciates it. It is still a problem area but the work has helped. Ms. Parker also thanked the committee for voting down the sign in sheet. She said she would have taken exception to it.

Shirley Powell, 503 Lumberton Road – asked what is being done about all the crime that is happening in the township right now. Mayor Dickinson said it is a shame because they thought Officer Storm Colleton would be here tonight and the question could be directed at him. He said there is a new Station Commander and he and Mr. Selb will be sitting down with him and discussing a new plan. Ms. Powell said she is frightened; she has triple locks on her doors and a lock on her gate now, because they had a dirt bike stolen from the back yard. Just a week ago a chain saw was stolen from a neighbor's garage. Mayor Dickinson said as we hear things we are notifying the State Police. We are hoping to get a little more coverage from "run throughs". Mr. Fitzpatrick said we are trying to discourage the gathering places within the town. As the mayor had mentioned, we are finding that some of the individuals are starting to gather in certain parks. Once you get some individuals together like that it is a recipe for disaster. So that is why 1 of the things on the list that Mr. Selb had was the camera systems to try to deter the gathering of individuals in the evenings. It is a possibility that cameras may be put in.

Diane Beharry, 7 Melody Court – said she provided documents to Mr. Richards that she wants him to give to Mr. Costa when he returns. The purpose as to why she is here tonight is because she and her husband and a neighbor maintain a retention basin. Mayor Dickinson said he knows this has already been presented to our solicitor and asked Mr. Richards if the committee is allowed to listen to her comments. Mr. Richards said he is not allowed to give any legal advice. Mr. Selb asked the committee to listen and remain silent. Mrs. Beharry said she doesn't need

any legal advice tonight but the purpose of her being here is to let the committee know that she found out that the Department of Sewer, Water Management rule set in place by the New Jersey Department of Environmental Protection ruled regarding whether or not a homeowner is responsible to maintain a retention basin. She said she knows that the committee cannot rule on this but she wanted Mr. Costa to look at the paperwork she gave to Mr. Richards. Mrs. Beharry went on to say that she had spoken to someone at the Department of Environmental Protection and he told her that the township is in violation. She said there are other retention basins that Hainesport Township maintains and she feels that the township should be maintaining the retention basin by her house. She and her husband and the neighbor have decided that they are not going to maintain the basin.

Bruce MacLachlan, 33 Easton Way – attempted to read a letter he had written to the committee but was stopped. Mayor Dickinson asked Mr. Richards if this is his beliefs here and whether or not he should be doing it at the meeting. Mr. Richards said this is for public comment and Mr. MacLachlan said he is making a public comment. He continued to read the letter and was once again stopped. Mr. Richards told him to keep his comments regulated to the Township of Hainesport not individuals. Mayor Dickinson stopped Mr. MacLachlan and then Mr. MacLachlan started talking about himself. He said he walked out of the committee meeting in July because of the way his friend, Bill Boettcher, was treated. He said the health benefits he received are not worth his personal self-esteem. He attempted to verbalize his thoughts as he was walking out of the building. Mr. MacLachlan said their own 2 candidates chose not to fill his and Mr. Boettcher's seats. They don't want the seats in July but want them in January. He said it doesn't look like they want to be part of this committee. Mr. Fitzpatrick said he wanted to comment on the comments of Mr. MacLachlan; obviously there are 2 sides to every story and if the audience really knew the true story was behind Mr. MacLachlan and his dealings on this committee they would be appalled. The audience clapped for somebody who soaked them for so many years and just because he could not continue to get his benefits he decided to walk away. Mr. Krollfeifer also wanted to make a comment on the previous comments. Mr. MacLachlan is a friend and neighbor of his and he wants the public to know that he and Mr. Clauss just became involved in this and he is not on social media at all. He has never been and never will go on it. People may reference "the committee" and he is on the committee but not on that stuff. He asked Mr. MacLachlan if he was on board with that and was answered in the affirmative. Mr. Clauss said he is on social media but nothing to do with the committee.

Barbara Johnson, 11 Maple Lane – said she has been attending these meetings for the last 3 months and every single meeting there has been issues because of social media. She recommends to everyone on both sides to knock off the Facebook stuff. Stop putting stuff on there because the residents of this town are sick of seeing comments, positive, negative, slanderous. It's horrible that many people are acting like 5 year olds. She refuses to do Facebook; anyone is welcome to her home to speak with her, she has a listed phone and anyone can call her, she would be happy to talk to them. Everyone has to stop talking on Facebook. Up on the dais and also in the audience.

Ginny Cliver, 118 Mt. Laurel Road – said she was certainly glad the committee decided to not have a sign in sheet for public comments. Otherwise they should take down the American flag and put up the Communist flag. Mrs. Cliver asked Mr. Clauss if he was working on the speed limit on Mt. Laurel Road; she said it was always his concern because he had problems getting in and out of the driveway. Mr. Clauss said as a resident he would like the speed limit reduced on that road but he has learned by working with the county that it is a county road and they set the speed limit to maintain the flow of traffic due to the heavy use of the road. Mrs. Cliver asked him if he was aware that other streets have had their speed limit lowered when they talked to the county about it. Lumberton Road has had their speed limit changed over the years. She said he should really work on that, the road is dangerous and there are too many young people moving in. He said no one would like the speed limit reduced more than him. Mrs. Cliver said she was glad to hear that and he should see what he can do. Mayor Dickinson asked if the county had come in years ago and tried to raise the speed limit and Mr. Clauss said not to his knowledge.

Pat Macken, 116 Masons Woods Lane – said thank you for not having the sign in sheet for public comment. She went on to say that she is glad they discussed it in open session and voted no.

Catherine McNelis, 407 Bischoff Avenue – said there is something the Planning Board could do to help the people on Mt. Laurel Road. If they would make Mr. Stevenson put the road through from Mary Way which is supposed to go from Route 38 over to Marne Highway all these industrial trucks that are running in and out of the railroad, they would all use that rather than Mt. Laurel Road. She said she has seen lines of those trucks come along there. Ms. McNelis then asked Mr. Fitzpatrick why he had hidden from her when she stopped in Mansfield Township to pick up some OPRA's. Mr. Fitzpatrick said he is a working man and doesn't have time to sit around. Mr. Fitzpatrick asked her if she was picking up OPRA's on him and was answered that she was not.

11. COMMENTS FROM THE ADMINISTRATOR

Mr. Selb reminded the committee that he needs the forms for the convention coming up in November to make the necessary arrangements. He also reminded everyone about the Community Day coming up on September 24, 2016. He said this day is a fantastic day for the community. It is always a great event. There are many different things happening such as a pumpkin painting event, vendors, games to play and all kinds of things for the public. Paula Tiver and Donna Casey put together a good program so please come out on Community Day. Mayor Dickinson mentioned that they still need volunteers for help during the event. If you have the opportunity give Paula a call at the township to volunteer. Her extension is 107 and she will be very happy to get your help.

12. COMMENTS FROM THE SOLICITOR

Mr. Richards had no comments.

13. COMMENTS FROM THE COMMITTEE

Committeeman Krollfeifer, said he was led to believe that his time as a committeeman would consist of about 2 hours and so far, between correspondence and various forms to fill out he has spent at least 15 hours and he isn't even on a sub-committee. And now he finds out that he is expected to come to another meeting in a week. Mr. Krollfeifer said he is being facetious but he wants the people out there to know that there is more work to it than even he thought there would be. He just wants the public to know that there is more work than 2 hours a month. There was a discussion between a member of the audience and Mayor Dickinson and Mr. Krollfeifer but it was soon over.

Committeeman Clauss, said he is enjoying being up there and he hopes everyone comes out Community Day. He tries to come out every year and volunteer his time. He brings his kids every year to help clean up and it's kind of fun. He hopes everyone comes out because it's a fun time for children and adults. He enjoys it.

Committeeman Fitzpatrick, thanked Mr. Richards for sitting in this evening.

Deputy Mayor Porto, said he would like to thank his father-in-law for serving his country; he walks around with shrapnel in his leg. He served our country in Vietnam and Deputy Mayor Porto doesn't appreciate any accusations being made of him or insinuated at him. The act of disgrace he was referring to on social media was and did occur on this dais, he was threatened. The comment was made, "if I see you in the woods, I will shoot you". Deputy Mayor Porto said he finds that disgraceful behavior and he is glad we have new committee members on here that are honorable and good men.

Mayor Dickinson, thanked everyone for coming out tonight. When Hainesport Happenings page popped up it was a fantastic site. It was a way to get some of the information out. There is a lot of people out there with some school information, to yard sales to missing cats. It's a shame that some people have abused that forum for the wrong reasons. The amount of phone calls that he gets daily or the text messages, it's a shame. To have such a great town that is still moving forward, it's still a great place to live. Hopefully, on the 24th we will all come out and enjoy our day. Mayor Dickinson said he is sorry that the sign in sheet caused such a concern. That was not about anyone. The other towns that approached it was that they were looking at it to see the names of the people who are coming in. They had a lot of issues with their systems.

14. BILL LIST

Motion to amend the bill list:

Mr. Fitzpatrick abstained from the following: 16-00661, 16-00680, 16-00693, 16-00750, 16-00751 and 16-00727.

Motion: Committeeman Krollfeifer. Second: Committeeman Clauss. All yes.

15. EXECUTIVE SESSION

A. RESOLUTION 2016-148-9 – Resolution to Enter into Executive Session at 8:45pm

a. Litigation – Land Use Issues

b. Personnel – Hiring Procedures

Motion: Deputy Mayor Porto. Second: Committeeman Krollfeifer. All yes.

Motion to come out of Executive Session at 10:17pm

Motion: Committeeman Clauss. Second: Committeeman Krollfeifer. All yes.

16. ADJOURNMENT @10:18 pm

Motion: Committeeman Krollfeifer. Second: Committeeman Clauss. All yes.