



Assisted

## **HAINESPORT TOWNSHIP COMMITTEE MEETING MINUTES**

**February 13, 2018  
7:00 P.M.**

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of February 13, 2018 was included in a meeting notice sent to the Burlington County Times and Courier Post On January 8, 2018 and advertised in said newspapers on January 11, 2018, respectively posted on the bulletin board in the municipal building on January 8, 2018 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 Masciocchi at 7 P.M.
2. **FLAG SALUTE**
3. **ROLL CALL** – present were Committeewoman Gilmore, Committeewoman Schneider, Committeeman Costa, and Mayor Masciocchi. Also present were Township Clerk/Administrator Paula Kosko and Attorney John Gillespie. Committeeman Fitzpatrick was absent.
4. **MINUTES**
  - A. **APPROVAL OF REORGANIZATION COMMITTEE MINUTES OF JANUARY 2, 2018**
  - B. **APPROVAL OF REGULAR COMMITTEE MINUTES OF JANUARY 2, 2018**

**Motion: Committeeman Costa. Second: Committeewoman Gilmore with the notation that on page 7 of the Reorganization minutes that Mayor Masciocchi was sworn in by his wife. All yes.**
5. **REPORTS**
  - A. **Tax Collector** – January 2018
  - B. **Code Enforcement** – January 2018
  - C. **Fire Official** – January 2018
  - D. **Construction** – January 2018
  - E. **Emergency Services Reports** – January 2018

**Motion: Committeewoman Gilmore. Second: Committeewoman Schneider. All yes.**

## 6. DISCUSSION/PRESENTATION

### A. Hainesport School – 8<sup>th</sup> Grade Class

Several members of the eighth grade class from Hainesport School gave a presentation asking the township for a donation to their eighth grade dinner dance which will be held on Friday, May 11, 2018.

## 7. ORDINANCES

### A. **ORDINANCE 2018-1** – Amend Ordinance 2017-1 Which Amended the Code of the Township of Hainesport, County of Burlington, State of New Jersey, Eliminating Healthcare Benefits from Members of the Governing Body (**First Reading and Introduction**) (**Public Hearing and Adoption March 13, 2018**)

**Motion: Committeewoman Schneider. Second: Committeeman Costa. Committeewoman Gilmore voted no and Mayor Masciocchi voted no with a comment that he believes that the other member of the committee should be present to vote on the matter because it pertains to him. He said he has no objection of the ordinance being submitted at a later date. Motion dies.**

### B. **ORDINANCE 2018-2** - Amend Chapter 104 of the Code of the Township of Hainesport, and Specifically Section 104-65, “Development Fees”(First Reading and Introduction) (**Public Hearing and Adoption March 13, 2018**)

**Motion: Committeewoman Schneider. Second: Committeewoman Gilmore. All yes.**

## 8. CONSENT AGENDA RESOLUTIONS

The items listed below are considered routine by the Township of Hainesport and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

### A. **RESOLUTION 2018-51-2** – Award a Contract for Animal Control Services

### B. **RESOLUTION 2018-52-2** – Authorizing Contract for Joint Land Use Board Solicitor

### C. **RESOLUTION 2018-53-2** – Authorizing Contract for Joint Land Use Board Engineer

### D. **RESOLUTION 2018-54-2** – Authorizing Contract for Hainesport Township Solicitor

### E. **RESOLUTION 2018-55-2** – Award a Professional Service Contract for Bond Counsel for the Township of Hainesport

### F. **RESOLUTION 2018-56-2** – Award a Professional Services Contract for Conflict Counsel for the Township of Hainesport

- G. **RESOLUTION 2018-57-2** – Award a Professional Service Contract for Hainesport Township General Engineering
- H. **RESOLUTION 2018-58-2** – Award a Professional Service Contract for Employment Practices Liability Attorney Consultation Services
- I. **RESOLUTION 2018-59-2** – Award a Professional Service Contract for Township Auditor
- J. **RESOLUTION 2018-60-2** – Authorizing Contract for Computer Services for Years 2018-2019
- K. **RESOLUTION 2018-61-2** – Award a Professional Service Contract for Special Counsel for Affordable Housing Legal Services

**Motion: Committeewoman Gilmore. Second: Committeeman Costa. All yes.**

## **9. RESOLUTIONS**

- L. **RESOLUTION 2018-62-2** – Appoint Class IV Alternate Member to the Joint Land Use Board – Wayne Evans

**Motion: Committeewoman Gilmore. Second: Committeewoman Schneider. All yes.**

- M. **RESOLUTION 2018-63-2** - Award a Contract for the Replacement of Heater & Air Conditioning Units for Municipal Building

**Motion: Committeewoman Gilmore. Second: Committeeman Costa. All yes.**

- N. **RESOLUTION 2018-64-2** – Authorizing Disposal/Sale of Surplus Property No Longer Needed for Public Purposes Pursuant to Statute 40A: 11-36

**Motion: Committeewoman Schneider. Second: Committeewoman Gilmore. All yes.**

- O. **RESOLUTION 2018-65-2** – Authorizing Purchase of One 2019 International 7400 SFA 4 X 2 Single Axle Cab & Chassis from Navistar Dealer Hunters S & S Pursuant to a National Cooperative Contract Agreement with National Joint Powers Alliance (NJPA) Contract #081716-NVS

**Motion: Committeewoman Gilmore. Second: Committeewoman Schneider. All yes.**

- P. **RESOLUTION 2018-66-2** – Award a Professional Service Contract for Engineering Services for 2017/2018 CDBG Project

**Motion: Committeewoman Gilmore. Second: Committeeman Costa. All yes.**

- Q. **RESOLUTION 2018-67-2** – Authorizing the Execution of a Memorandum of Understanding with Burlington County Bridge Commission for Professional Planning Assistance

**Motion: Committeeman Costa. Second: Committeewoman Schneider. All yes.**

- R. **RESOLUTION 2018-68-2** - Authorizing the Execution of a Memorandum of Understanding for the New Jersey Office of Emergency Management for FEMA funding

**Motion: Committeewoman Gilmore. Second: Committeewoman Schneider. All yes.**

## **10. BUSINESS**

- A. **Approval of Business Licenses (See Attached)**

**Motion: Committeewoman Schneider. Second: Committeewoman Gilmore. All yes.**

- B. **Approval of Video/Pinball Amusement Machine License**

**2018-001** – Dunleavy’s Restaurant

**Motion: Committeewoman Schneider. Second: Committeeman Costa. All yes.**

- C. **Approval of Charitable Clothing Bin License**

**2018-02** – Planet Aid

**Motion: Committeewoman Gilmore. Second: Committeewoman Schneider. All yes.**

- D. **Approval of Junk Yard License**

**2018-001** – AmeriCycle, Inc

**Motion: Committeeman Costa. Second: Committeewoman Schneider. All yes.**

- E. **Approval of Raffle License**

PTO Fleetwood School, 50/50 Raffle at The Bradford Estates on March 23, 2018.

Administrator Paula Kosko requested to add to the consideration of approval for an On-Site Merchandise Raffle in addition to the 50/50 raffle.

**Motion: Committeewoman Gilmore. Second: Committeeman Costa. All yes.**

## **11. CORRESPONDENCE**

- A. Letter of Support - Burlington County Military Affairs Committee

**Motion: Committeewoman Gilmore. Second: Committeewoman Schneider. All yes.**

## **12. COMMENTS FROM THE PUBLIC (Comments are limited to 5 minutes)**

**Anna Evans**, 63 Parry Drive – thanked the committee for approving her husband’s appointment to the Joint Land Use Board. He was trying to make it back from North Jersey but he didn’t. She then asked what happened with the first ordinance. She said it was proposed and seconded and then voted on with two yeses and two noes. Mayor Masciocchi

explained to her that it did not carry. Mrs. Evans asked what happens with it now and the mayor told her it could be brought up again at another meeting or an amended version could be brought up at another meeting. She acknowledged that the mayor would prefer that the entire committee would be present for the vote. Mayor Masciocchi said he would prefer that the entire committee be present, plus additional information has been brought to light that has direct bearing, at least on his part. Mrs. Evans brought a 2007 report from a Rutgers professor that pertains to the Sunshine Law and read a few paragraphs to the committee. This was in reference to public comment during committee meetings. She suggested that several issues in the report are relevant in Hainesport. She read some items from the report and offered to give it to the committee in order for them to read it. Mrs. Evans mentioned that she had requested some information from the township ahead of time about this meeting and was told she could not get it. She told Mayor Masciocchi that she knows he is trying to develop a better relationship between the various parties and groups and she thinks this report would be worth taking a look at. Administrator Kosko said she would be happy to take the report and provide it to the committee.

**Marge Colby**, 112 New Jersey Avenue – said she is totally opposed to any health care in any way shape or form for members of the township committee. Before anything should be determined, she thinks it should be put before the vote of the people of the township since they are the ones that have to pay for it. The committee members are not exactly in top executive positions and is sure every one of them are employed except for Mrs. Gilmore and employers usually supply health care. Mrs. Colby does not feel that a township committee position warrants health care. If one person on the committee does not have health care, such as Mr. Fitzpatrick, then it is his responsibility to obtain it himself. She told the mayor that if there is additional information regarding this then it should be brought to the public. Mrs. Colby asked how old the building is and was told it is about fifteen years old. She wondered if it really needs a new heater and air conditioner already. Mayor Masciocchi told her it is a dual system and one of them already broke and now this system needs to be replaced.

**Ron Napoli**, 120 Paisley Place – said the health care benefits have been a political football for at least the last seventeen years that he has lived in Hainesport. He thanked Miss Schneider and Mr. Costa for trying to get the item passed and save the residents some money. Hopefully it will be on the next agenda and will get enough votes to pass. He said he was on a previous board and had the same issues about public comment and he made some recommendations about how it could be handled in Hainesport. Mr. Napoli asked if anyone could give him some information on what is going on at the jug handle on Route 38 and Hainesport-Mt. Laurel Road. It appears they are taking down a home and he wondered what is happening. Mayor Masciocchi said he is not aware of any application being made. Mr. Napoli said he was led to believe that the property is owned by the same person that owns the commercial property in the front, the old auto dealer. He went on to say that a number of years ago the county started a gas and electric consortium project where townships could enroll in this consortium and the residents would have the ability to opt out of being members of the consortium that apparently offered rates that were lower than PSE&G. He doesn't think Hainesport is part of that and his question is maybe it is something that we should consider. Mr. Costa said it came up a few years ago and at that time the committee did not wish to participate in it. Mayor Masciocchi said it would be something we should look into. There was a discussion about whether or not it would be beneficial to the township and decided that it would be looked into.

**Bruce Maclachlan**, 33 Easton Way – said he thinks the Public Comment should be moved to the last portion of the agenda. For the fourteen or fifteen years he was here it was the last thing on the agenda, giving the public the last word. After all, they are the boss. Mr. Maclachlan said there is some concern about pulling the rug out from under a committee member regarding the health care benefits. He reminded the committee that Bill Boettcher's wife was removed from the health benefits with no notice; Ted Costa's deceased wife found out she had no health benefits when she went to the doctor. If it's good for one, it's good for all. If you're going to remove them, remove them.

**Catherine McNelis**, 407 Bischoff Avenue – asked how old the heater and air conditioner are in the building because it seems to her that they were just replaced recently. Administrator Kosko told her that the heater and air conditioner on one side of the building was replaced, but now the other side of the building heater and air conditioner need replacing. Mrs. McNelis said they came close to doing the right thing by eliminating health care benefits. She said both Miss Schneider and Mr. Costa ran saying that they would do away with the benefits. Mr. Fitzpatrick would not have gotten benefits if he didn't write a letter and sign a paper saying that he worked over twenty-five hours a week in this township. She said we all know that is a lie. All three of the individuals, plus Dawn Tuliano, signed papers stating that they worked twenty-five hours a week so they could get health care benefits. They found out later that they didn't need to do that. Mrs. McNelis asked if the residents are supposed to forget that they literally lied because they thought they needed to in order to get benefits. She said there are so many sick people in the township that can't afford benefits; this man can afford it.

**Mark Murdy**, 2614 Creek Road – said the primary reason some of the people on the committee got voted in was to change things and to stop the free health benefits for people that didn't need it. He said if you can't afford this job without having the township pay your health benefits then you are in the wrong place. Mr. Murdy asked how many people it takes to get rid of this law; how many people have to do it? Is it the majority or 100%? He was told it is the majority. He said we have been dealing with this for several years. We have people in this township that probably could use health benefits. When people looked at him and told him the number one priority was to get rid of health insurance and it didn't happen, that's why the people that were there before are gone and the people that are here now are here. Mr. Murdy then asked the administrator if there is going to be a list of the things that are going to be auctioned so that if someone wants to buy it, they can. He also asked where all the money goes when these things are sold. Administrator Kosko told the audience that it is going to be an online auction not an on-site auction and will be held for a week in March. She does not have that week established yet but it will be properly advertised. The resolution has a list of the items if he would like to come in and get a list of them. It will definitely be advertised. The money will go to the MRNA account which is miscellaneous revenue not anticipated, basically the General Fund.

**Louis Lopez**, 98 Levis Drive, Mt. Holly – asked the committee if they would consider uploading his videos to the Hainesport website for everyone to see. He does not edit his videos. Mr. Lopez asked if there has been any information concerning the park grant and was told that nothing has been announced yet. He also mentioned that he had been at a township meeting in Mount Holly and they passed an ordinance requiring drones to be registered and he wondered if Hainesport would consider doing the same thing. Mr. Lopez

asked who our animal control service is and if they are the ones from Willingboro and was answered that it is New Jersey Animal Control, who are not from Willingboro. He also asked who our General Engineer was and was told it is Alaimo Engineers.

### **13. COMMENTS FROM THE ADMINISTRATOR**

**Ms. Kosko** said there was an additional report added to the committee's reports this month. It was from Emergency Services and she said they would be providing that every month from now on as well as a report from Captain Linton. She met with Laurie Leonard from Habitat for Humanity and she was told that they have been given a bank owned property on Walnut Avenue and will be building a home. They are looking forward to working with Hainesport Township on this project. Ms. Kosko apologized to the residents of Sage Run who were affected by the overflow of fill material that was poured in December; apparently the freezing temperatures caused the material handler to dump too much surface rock to protect the binder material that was sprayed underneath. It was an unfortunate outcome to certain areas in the Sage Run development of what was intended to be a positive project of filling the road cracks throughout the township. Patch Management finally began to clean up the driveways, curbs and sidewalks last week and they will continue to do it until they are done. They are also going to be coming out to fill any identified pot holes or cracks per our warranty with them. Ms. Kosko said she has been working with our CFO and auditor on our 2018 budget and their goal is to have a recommendation to the committee by the end of the month and a budget meeting with the finance committee around that time as well. Introduction is slated for the March 13<sup>th</sup> meeting and adoption at the April 10<sup>th</sup> meeting. She explained to Mr. Lopez that anytime he has any questions about any items he is always welcome to give her a call.

### **14. COMMENTS FROM THE SOLICITOR**

**Mr. Gillespie** wanted to address Mrs. Evans concerning her request for a document that wasn't given to her in the spirit of the Sunshine Law. Mrs. Evans was talking about the first ordinance on the agenda this evening and she requested that she be given a copy of that in advance of the meeting. The policy has been not to release things in advance because the committee hasn't voted on it yet. He gave a detailed explanation to the audience about why information should not be given out to the public before the committee has the opportunity to vote on it. He cited the recent, January 2018 Appellate Court's decision regarding draft meeting minutes. The Judge ruled that they are not subject to OPRA. He said the information is not being released, not because we are being secretive, but because it could be misleading. It hasn't been voted on and it doesn't reflect the committee's thoughts. The governing body should see something before the public does so they can decide whether they like it or they don't. And what they decide should be their policy and should then be released to the public.

### **15. COMMENTS FROM THE COMMITTEE**

**Mr. Costa** had no comments this evening.

**Mrs. Gilmore** thanked everybody for coming out tonight and said it was good to see the eighth graders if only for a short time. The Senior Citizens are having a covered dish on the twenty second of this month and would like to invite any other seniors that would be

interested in attending. It will be held at the Street Center at noon. She congratulated Ms. McNelis on being nominated the new chairperson of the senior citizens committee. Mrs. Gilmore said they have been to several different seminars and there are more to come and she is looking forward to one on the budget in two weeks as they are going into the budget season. There is a TNR seminar on Monday given by the Freeholders that she is planning on attending. Hopefully it will give them some insight on how to help and expand on the township's own TNR program. Mrs. Gilmore said she is very happy that the Community Development Block Grant grant is going forward and is going out to bid. It has been a long time and everyone in Hainesport Proper has been asking when it's going to happen. She thanked Ms. Kosko on getting the MOU for free grant writing and planning services by CGP&H through the Burlington County Bridge Commission.

**Miss Schneider** said she was very disappointed that the ordinance on health benefits did not pass. She and Mr. Costa ran and fought very hard to be here because they do not want more of the same and they stuck to their word. She thanked everyone who came out and voiced their opinion because it needs to be heard. Miss Schneider also wanted to say that the First Aid Squad still needs volunteers so if everyone can pass that along it is very important. They need volunteers as soon as possible.

**Mayor Masciocchi** thanked everyone for coming out and said he wanted to set the record straight about the vote on the ordinance tonight about health care benefits. Mrs. Gilmore and the mayor also ran on a platform of terminating benefits and the ordinance that was passed last year was not easily done but they were able to do that in effect to keep their promise that the benefits would end at least during their term which that ordinance would have accomplished. Mayor Masciocchi understands that a lot of people are not satisfied with that because there is one person still collecting benefits. As he indicated earlier in his remarks that there is information that he has to consider and he will do that. That is not to say the ordinance or another one similar or an amended one can't be brought up at a future date.

## 16. BILL LIST

**Motion: Committeeman Costa. Second: Committeewoman Schneider. All yes.**

**Mayor Masciocchi** asked Trooper Storm if he had any comments to make. Trooper Storm said that all is well in Hainesport. People may have noticed an increased presence in state police patrols. They are conducting selective speed enforcement and warned the residents that they are doing so. He hopes to be at the next meeting to report on some current trends in Hainesport Township.

## 17. EXECUTIVE SESSION

A. **RESOLUTION 2018-69-2** – Resolution to Enter into Executive Session

**Motion: Committeewoman Schneider. Second: Committeewoman Gilmore. All yes.**

1. Personnel/Review of Contracts



**Motion to re-enter open session: Committeeman Costa. Second: Committeewoman Schneider.**

Motion was requested to authorize the administrator to schedule interviews with the Municipal/JLUB and Affordable Housing Planners on March 5, 2018 at 6pm at the Municipal Building and to advertize accordingly.

**Motion: Committeewoman Schneider. Second: Committeewoman Gilmore. All yes.**

**18. ADJOURNMENT @ 8:29P. M.**

Respectfully Submitted,

*Paula L. Kosko*

Paula L Kosko, RMC,  
Municipal Clerk/Administrator

**OFFICIAL ACTION MAY BE TAKEN ON ANY ITEM ON THE AGENDA**