

HAINESPORT TOWNSHIP COMMITTEE MINUTES

**August 9, 2016
7:30 P.M.**

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of August 9, 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 7:30 P.M.

2. **FLAG SALUTE**

3. **APPOINTMENT OF COMMITTEE MEMBERS**

A. RESOLUTION 2016-128-8 A Resolution Accepting the Resignations of Committeeman William Boettcher III and Bruce MacLachlan

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

B. RESOLUTION 2016-129-8 A Resolution Appointing Gerald Clauss as a Member of the Hainesport Township Committee

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

1. OATH OF OFFICE – The oath of office was administered to Mr. Clauss.

It was decided to table the Resolution 2016-130-8.

C. RESOLUTION 2016-130-8 A Resolution Appointing _____ as a Member of the Hainesport Township Committee

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

D. RESOLUTION 2016-131-8 A Resolution Appointing Liaison Committee Persons

Public Safety: Liaison: Michael Fitzpatrick

Construction/Code Enforcement Liaison: Gerald Clauss
Deputy: Anthony Porto

Public Works: Liaison: Gerald Clauss
Deputy: Anthony Porto

Economic Development: Deputy: Michael Dickinson

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

E. RESOLUTION 2016-132-8 A Resolution to Appoint Class III Member to the Joint Land Use Board

Gerald Clauss

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

4. **ROLL CALL** - present were Committeeman Clauss, Committeeman Fitzpatrick, Deputy Mayor Porto and Mayor Dickinson. Also present were Administrator/Clerk Leo F. Selb, Jr. and Solicitor Theodore Costa.

5. **MINUTES**

A. APPROVAL OF REGULAR COMMITTEE MINUTES OF July 12, 2016

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

B. APPROVAL OF EXECUTIVE SESSION MINUTES OF July 12, 2016

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

6. REPORTS

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

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

7. DISCUSSION/PRESENTATION

- A. POSHA Compliance – One of the minor violations was the evacuation routes out of all the offices; this has already been addressed. Some of the other violations occurred at the highway garage; again it was the posting of signs and the violations have been corrected.
- B. EZ Pass for Fire Company – The Fire Company approached Mr. Selb to see if they could be included in the EZ Pass; they are willing to reimburse the township if they ever use it. Deputy Mayor Porto made a motion to approve the request and Mr. Clauss seconded it. It was passed by a voice vote.
- C. Lightning Strike – Mr. Selb said we were very fortunate that we didn't take a hit on every piece of equipment in the building; it would have been very costly. As everyone can see, the sign in the front of the building is off. Sometime next week it should be up and running and everything else should be up and running by Thursday. The storm occurred on the 25th and we are operational now. We lost some cameras, the fire alarm took a hit, some of the doors took a hit which cost us \$6,500, and the sign is going to cost another \$5,900 because the box that controls the LED signals to

the sign took a hit. We lost about 5 printers, 4 towers and 7 phones and right now we are at around \$23,000 worth of damage. Mr. Selb said the township is very fortunate to have JIF (Joint Insurance Fund) which has a \$1,000 deductible. The bulk of this will be paid by our insurance company, they have already been here and looked at everything. There was an employee who was here at the time. He said it happened at about 8:30 pm and shook the whole building. They believe it hit the ground and dissipated and that is how we took a hit on different things. The only thing at this point is the handicapped door and Mr. Selb is waiting for the vendor to come out and make the repairs.

D. Pokémon – Mr. Selb said it seems to be a craze and the State Police are getting a lot of calls about suspicious persons. You might even see people out late at night. The other thing is that it is a safety concern. There have actually been people that have been racing their cars to try and catch a Pokémon and have crashed their cars. You are liable to see groups of kids; our Municipal Building is a Pokémon sight so we have kids here all the time. Mr. Selb is not familiar with the game but they chase Pokémon out in the soccer field supposedly. They are all over and it is not limited to children, we have adults out playing Pokémon too. The 1 nice thing about it, if there is a silver lining in it, is that it is getting the kids off the couch and outside. Mr. Selb said he brings it up to make people aware of it; the State Police they are getting a lot of calls and actually when they stop the people it is someone out playing Pokémon and they show them the game. He is not saying don't call it in, if you have someone in your neighborhood please call it in. It is too late if there is a burglary in your neighbor's house and you don't make the call. The State Police don't have a problem coming out on any call.

Mayor Dickinson introduced the young man that is sitting up with Mr. Selb tonight; his name is Matt Hascek and the reason he is here is because he is a Boy Scout and was interested in municipal government so he had a couple questions and it was decided he could sit in on the meeting. So we welcome Matt.

8. **ORDINANCES**

A. **ORDINANCE 2016-10-7** Ordinance of the Township of Hainesport, County of Burlington, State of New Jersey Amending Chapter 152 Smoke Alarm (**Public Hearing and Final Adoption**)

There was no public comment.

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

B. ORDINANCE 2016-11-8 Ordinance of the Township of Hainesport, County of Burlington, State of New Jersey, Amending Chapter 198 Sewer Disposal (**First Reading and Introduction**) (**Public Hearing and Final Adoption September 13, 2016**)

Mr. Selb said this gives us the authority to issue the bills for the 47 people who have still not hooked up to the sewer system. There were about 950 when we started this in 2002. As everyone knows Mount Holly MUA has been bringing pressure on us to bring this to a close. We are way past our agreement which was extended for 7 years. That extension expired in 2009.

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

C. ORDINANCE 2016-12-8 Ordinance Amending Chapter 67 Business Licenses (**First Reading and Introduction**) (**Public Hearing and Final Adoption September 13, 2016**)

Mr. Selb explained that both the business licenses and the dog licenses expire in January so it was always overwhelming to the various offices and the residents. This just moves the business licenses out so they will be staggered. The dog licenses will expire at the end of January and the business licenses will expire in July of next year. Deputy Mayor Porto pointed out a minor correction to the wording in the ordinance and Mr. Selb noted it.

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

9. RESOLUTIONS

A. RESOLUTION 2016-133-8 A Resolution Acknowledging Budgetary Commitment for Volunteer Fire Fighting Services

The Fire Company came to the township a couple years ago and were doing some renovations; the law changed to allow us to make a larger contribution to them. We decided that we would make that contribution to enable them to help pay off the cost of the renovations. Mr. Selb said the president of the Fire Company is here if anyone has any questions. Deputy Mayor Porto said he just can't thank them enough for all those who volunteer and serve our residents. Bill Challender, the president of the Fire Company, got up and spoke to the committee. He said that when the company sent out a letter of recruitment with the letter for the fund drive. The company got responses from 11 people to volunteer. Of that 11, there are 6 that will start Fire School on August 18th. When they are done with that school they will be Fire Fighters and will be able to do anything a fire fighter can do in the state of New Jersey. The letter of recruitment really paid off for them.

So if anyone knows of someone who wants to join they are there pretty much every Monday night. Come down and see them and the equipment.

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

B. RESOLUTION 2016–134-8 A Resolution Authorizing the Hiring of Part-Time Clerical Personnel – **Nancy Heffernan**

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

C. RESOLUTION 2016–135-8 A Resolution Authorizing Lien for Securing Property Deemed a Safety and Health Hazard Located at 10 Pennsylvania Avenue

Mr. Selb said this has been an ongoing problem for the township. It is an unfortunate situation for many people involved. The owners of that residence are deceased. The son who took up residence there inappropriately was advised that he had to vacate the house by our Construction Department because he had a minor fire in the electrical system so he had no electric in the house. He was running off a generator which wasn't permitted. Somehow he ran into the chimney with his pickup truck and knocked it down to the ground. The Construction Department went in and said the house was un-inhabitable and it was boarded up. Mr. Selb said the township encouraged him to get some free legal counsel and perhaps he can find a way to reclaim the property. So at this point, for the safety and welfare of the surrounding neighborhood the township boarded it up. Mayor Dickinson said, as always, the reason we found out there was a problem was because of communication with the neighbors. There was a great deal of help from the State Police. Mr. Selb agreed. Mayor Dickinson reminded the audience that if they are having a problem to call Mr. Selb and he will call the State Police for them. It is a lot easier to talk to him than it is to make a post.

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

D. RESOLUTION 2016-136-8 A Resolution Authorizing Purchase of Computer Equipment

Mr. Fitzpatrick asked who we are purchasing the computer equipment from and was told that it is from Networks Plus.

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

E. RESOLUTION 2016-137-8 A Resolution to Award a Contract for the Purchase of New Self Contained Breathing Apparatus

President of the Fire Company Bill Challender got up to explain things to the committee. Last year the township bought the fire company 12 packs and 12 self-contained breathing apparatus equipment. Mr. Challender gave the administrator a quote for 8 new packs and 14 bottles. This is not quite everything they need but the fire department will pick up the rest of it. All he has to do is buy 2 more packs and masks. Right now the quote that he has for what they need is \$50,000 and the purchase price he has is for \$49,558.40. This will bring them up to staffing for the fire department. Mr. Challender went on to explain that they will have 20 packs and 40 bottles which is required by law and the masks they will take care of themselves. With the influx of the 6 people coming in to attend fire school, those people will take a pack per person and a spare bottle so that is 6 packs and 12 bottles. If he has to send them now he will have to put a truck out of service because that will be the entire breathing apparatus on that truck. So this will clear the road and make everything right and make everything go right for what they need to do. He went on to say that the township has always supported them and he can't express how much the fire department appreciates everything this township and the township committee does for them. Mayor Dickinson said as long as everyone realizes that the fire company has such a great team concept and he knows how many times he has gotten thanks for Hainesport's help. Mr. Challender told the audience that the fire department has an engine that holds 6 people, 1,000 gallons of water and a 2,000 gallon a minute pump. They have a specialized piece of equipment that the township purchased for them in 2014 which is a much larger truck with 2,500 gallons of water on it and a 2,000 a minute pump. All the departments from Mount Laurel to Florence that have 295 and the turnpike have requested this truck when they have had major fires because of the amount of water and the pump that is on it. He wishes everyone would come down and look at what they have. They have some beautiful equipment there and it will be out to be seen on Community Day in September. Deputy Mayor Porto asked how many years the bottles and packs have. Mr. Challender said that the bottles have a 15 year life span and they have to be tested every 5 years. The packs don't have a date on them but when they start to fail that you don't want a fire fighter to go into a building with 1 that has failed before. That has to be removed from service and done away with. After about 15 to 20 years it's about time to redo everything. Mr. Challender said there are 4 packs that will be out of service at the end of the year. Mr. Selb mentioned that the fire company has

applied for a grant but they don't know if it has been approved yet. They didn't get anything last year but we are hoping they will this year. If it does come through they will use that grant to reimburse the township. Matt Hascek asked what happens to the equipment if it is damaged and was told that if something is damaged it is inspected and if they are told it is still good to be used. Otherwise the equipment has to be taken out of service.

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

F. RESOLUTION 2016-138-8 a Resolution Authorizing Purchase of 2017 Ford Super Duty F-250 4WD Crew Cab w/8 foot Bed for Public Works

Mr. Selb said this is just an investment back into our infrastructure and our equipment. It will be 12 weeks before we get it in, hopefully before the first snow fall. Secondly, we will probably be putting things on GovDeals.com soon. We have quite a bit of equipment that we will be selling. The committee should note that we got rid of our Ford Explorer. We sold it to Westampton Township to meet our commitment on our shared services. The funds we received for that went back into our treasury into un-anticipated revenue.

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

10. CORRESPONDENCE

A. Quarterly JIF Loss Ratio Snapshot

B. Quarterly EPL/POL Loss Ratio Snapshot

C. Quarterly MEL Loss Ratio Snapshot

D. Committeeman Boettcher Resignation

E. Committeeman MacLachlan Resignation

Motion to accept the correspondence: Deputy Mayor Porto. Second: Committeeman Fitzpatrick. All yes.

Mayor Dickinson introduced Trooper Storm Colleton to the audience. Trooper Colleton commented on the same topic as the mayor had previously. If anyone has any concerns they should take down the number of the State Police Station; 609-298-1171. This number will ring directly to the station. He understands if they are uncomfortable talking to the State Police but they shouldn't be. The troops are there to help with any concerns

the people have. Trooper Colleton then reported to the audience some of the various incidents that happened in the past month. He said they are doing the best they can for the people. He said that he would be in the hallway if anyone had any questions for him.

Mayor Dickinson said someone commented that Hainesport has a drug problem and he wanted to say that a lot of times it's not kids from Hainesport. If people see kids hanging out please call the State Police. A couple of weeks ago there was a basketball court stolen. The neighbors thought the net was being changed. One day someone pushed it down and the next day they came back and stole the backboard. Mayor Dickinson reiterated that if anyone sees a lot of activity and don't recognize the people please call the State Police. Mr. Selb said, as a former police officer, the public is the eyes and ears for the police. For safety purposes don't get involved, call the State Police.

Deputy Mayor Porto asked to amend the agenda to add another resolution. He said there is interest from Irene S. Baggio, a resident with an impeccable resume who wishes to serve as an alternate 3 position on the Joint Land Use Board. So he would like to make a motion to amend the agenda to include the Resolution 2016-140-8.

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

G. RESOLUTION 2016-140-8

RESOLUTION TO APPOINT CLASS IV ALTERNATE MEMBERS TO THE JOINT LAND USE BOARD

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

Deputy Mayor Porto made a statement before the public comment part of the meeting. He said he wanted to apologize to the Township of Hainesport for his poor judgment for posting a meme on his Facebook page and Mr. Fitzpatrick's Facebook page. It was inappropriate, it was rude and he apologizes for doing it and he knows it was wrong and he is very sorry.

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

H Krollfeifer, 23 Easton Way – said he realizes 1 ordinance that was introduced tonight is not for public comment and he does not have a public comment on it, but he believes there is a typographical error. The ordinance is 2016-12-8 and right in the middle of it there is an underlined part that says “a license issued for 2016 shall not expire to July 1, 2017 and thereafter”. Mr. Selb said that is correct. The first year next year won't expire until 2017 and thereafter it shall expire in July of the following year. So they are trying to give the businesses an extra 6 months. Mr. Krollfeifer said he understood when Mr. Selb said it but if he would just look at the wording. Mr. Selb said he would review it. Deputy Mayor Porto said that is what he was talking about when the ordinance had come up he wanted it to say “until”. He completely agrees.

Bob Shinn, 1713 Marne Highway – said, surprisingly, he had the opportunity to put 5 parcels of land together that were part of his family's various properties. They have been in the family since the late 1800's. Mr. Shinn said he brought some aerial photos of the property for the committee to see. Mr. Selb said before that happens he would like the solicitor to determine whether or not this situation should be discussed at the committee level or possibly the Joint Land Use Board. Mr. Costa said he had an opportunity to look at this briefly and he thinks Mr. Shinn wants to operate some kind of farm stand on route 541. He still has to get approval from the county because it is a limited access road and the county would have to give him a curb cut. What Mr. Shinn is doing may not be acceptable to our ordinances as written even though he may have some rights under the right to farm laws of New Jersey. Mr. Costa said that he thinks that Mr. Shinn wants to point out that the ordinances need to be changed as they are now. Mr. Shinn agreed that is what he is asking for. Mr. Selb said that he believes that the zoning officer has advised him that, because of use variances, the same may apply rather than a total change of ordinances. This is a subject that he has scheduled for closed session because of potential litigation. Mr. Costa suggested that the committee not respond at this meeting. We can listen but not respond. Mr. Shinn said he doesn't want to prejudice anybody, he only wants to operate a farm. He does not plan on going before the Planning Board because he thinks it is a trip to nowhere for him. If he is going to appeal his decision at the county Ag development board and the state Ag development board then he sure hope it doesn't come to that. The farm has sort of been diced up by highways and railroads. Be that as it may, he went in to get a permit to expand a building on the farm and he was advised that it was in an office district and he couldn't expand anything in an office district and that it was non-conforming. Mr. Shinn said there were several things he wanted to do to the out buildings on the farm and was told that he couldn't do them. They are moving from a nursery type tree farm to a grain farm, probably rye and maybe hay. But either 1, he needs storage for the hay. He needs hay facilities in the barn on the first floor of the barn that now has horse facilities. He needs to modify the barn and he needs some flexibility. In all of this, he keeps hearing that he has to have a sub-division. Mr. Shinn said it has nothing to do with a sub-division, he is putting land together in a mass to have a farm. He has submitted a farm land application to the assessor which he believes is complete. He has posted a bond with the county for access. He is getting cooperation from all around in support of the farm and it is a little frustrating on the local level. Mr. Shinn said he believes Ms. Newcomb is doing what she thinks is the right thing to do based on the ordinances that are there. The township adopted an ordinance 2007-9-10 which recites 5 different areas on the right to farm. If they would just update the right to farm ordinance then he is sure every member sitting here feels the same way when they adopted it they would feel the same way as they did then. There is nothing nefarious in any of this language in the ordinance; it just supports agriculture. That is what Mr. Shinn is asking the committee to consider. He is just trying to get into an atmosphere where he can operate a farm. Mr. Costa interjected that Mr. Shinn also told him that he has been approached by developers to develop the property and he prefers not to develop it but would like to farm the property. Mayor Dickinson told Mr. Shinn that the committee will be discussing the situation during closed session. If he could wait until executive session is over they

should be able to give him more information. Deputy Mayor Porto asked if they could bring Mr. Shinn into executive session and Mr. Selb said he would prefer not to do so because of potential litigation. Deputy Mayor Porto asked if it would be possible to have questions for him after executive session and Mr. Selb said that would be fine. Deputy Mayor Porto asked if the Joint Land Use Board attorney, Bob Kingsbury, had been consulted and Mr. Selb said yes and he will share that information with them during executive session. Mayor Dickinson told Mr. Shinn that the committee would be discussing this and would get back to him after that. Mr. Shinn said as far as Ms. Newcomb he is sure she is trying to follow the strict guidelines of the office district. From his perspective he doesn't think it applies to agriculture.

Alma Boettcher, 520 Lumberton Road – read a letter that she had written to the committee. In the letter she addressed Deputy Mayor Porto and said he had no shame as to what he had put on the computer recently. She went on to talk about the Burlington Republican County Committee's elected local chapter. They are responsible for filling vacancies on the Hainesport Township Committee. Mrs. Boettcher is on the committee of this board. After attending a meeting on June 11, 2016 she also attended an additional meeting called by Anthony Porto asking for the nomination for Chair. He did receive the nomination for chair after an 8 to 2 vote. I believe that is unethical. I did not receive a letter announcing the date of a meeting that had been called until after the fact, due to a wrong address on the letter. In the meeting on June 11th Anthony Porto asked for their support to be elected to a 2 year term as chairman of the Hainesport Republican Committee. Mrs. Boettcher said there was a second time when a vacancy occurred on July 27th on the Township Committee and she was not informed of a meeting held to choose 3 names for replacement, according to statute. She was informed some names were chosen. Mrs. Boettcher said she is appalled by Anthony Porto's actions and the people will see costly losses in Hainesport if his "Power Reign" is continued. She asked the citizens of Hainesport to call for his resignation from township committee as well as Chairman of the local Republican County Committee.

Anna Evans, 63 Parry Drive – thanked Deputy Mayor Porto for his apology to the township. However, she wanted to address the way the Township Committee handled her citizen's complaint. For those people who are unaware of the situation, a sexist meme was posted on Deputy Mayor Porto's Facebook page and it was addressed at the last township meeting. Subsequent to that, several articles were written and at least 1 woman of Hainesport wrote several letters to serious committees. Mrs. Evans refused to give a radio interview to 101.5 because she felt it would not serve the community of Hainesport to do so. She also reached out to Mayor Dickinson to try to get herself and Deputy Mayor Porto into a room together to talk about what had happened. Meanwhile, she heard from Deputy Mayor Porto's wife on Facebook that the outside attorney had cleared Deputy Mayor Porto of all wrong doing. This was incredibly inappropriate. She never heard an official response to her complaint, in fact the first that she heard anything was when Deputy Mayor Porto stood up and made his apology. By the way, he made his apology to the

people of Hainesport, and she would have preferred that he apologize to the women of Hainesport. Mrs. Evans said that earlier in the meeting it was said it is easier to call Mr. Selb than to make a Facebook post. Well, she did call Mr. Selb and also came in and she said it is easier to make a Facebook post than to call Mr. Selb.

Sharon Slocum, 212 Washington Street – talked about the speeders on her street. She said it has been happening for many, many years. She said she understands there are reports from the machine that records the speeding and requested a copy of the report for her street. Deputy Mayor Porto asked Mr. Selb if the State Police are targeting the times when there are higher speeding violations and Mr. Selb said the report for Washington Street was given to the State Police for selective enforcement during those specific times. He has had no report of them issuing any summonses. Mr. Selb said just the sight of the police car will slow the cars down. That report was done several months ago and he can have another one done. Deputy Mayor Porto said he thinks when we get these reports we should be contacting the State Police and telling them about the specific times. Mr. Selb said that information has been given to the barracks commander, Lt. Ambrosia. Mayor Dickinson said we have discussed a couple streets that need to be looked at. Ms. Slocum said she has been in touch with the State Police from time to time and she hasn't seen any change. When Trooper Colleton was up and talked about all the incidents that could be more important than speeding she thought that the speeding could also turn into a very dangerous thing for pedestrians and children. Trooper Colleton said when they get a report of speeding from various residents a report is compiled and a trooper will be given a block of time that he sits in the middle of the street and monitors the traffic. That being said, you can't always mimic the time and day for that complaint. The manpower at the station limits the amount of time they can monitor the traffic. Ms. Slocum said with the 2 new developments that have been added to the neighborhood the traffic has increased and so has the speeding. She then asked if it was possible that the speed bumps could be put along the street. She said she has had someone pass her on the left as she was turning left into her driveway. She suggested that tickets would help to slow people down along the street. Mayor Dickinson said the township is looking into several street situations. Mr. Selb will look into the situation.

George Baggio, 177 Merion Court – said he wanted to augment what the lady before him had to say. He lives just off of Route 38 and on the weekdays, especially the commuter hours, people come down Route 38 like you can't believe, especially motorcycles. Mr. Baggio asked the committee if they would ask the State Police if they would put a third or fourth person on the roads just to do the traffic. Mr. Selb said he would sit down with Lt. Ambrosia and see if they can re-authorize their personnel and/or re-distribute to allow that to occur. That would be the call of the State Police. Mayor Dickinson said we do get a lot of outside traffic in the area now.

Catherine McNelis, 407 Bischoff Avenue – spoke to Committeeman Fitzpatrick about the comments he made at the last meeting. He said he didn't want the position of the Township Administrator and all Ms. McNelis can say is "Thank God", the people had enough on the job training with Paul Tuliano, who told them anything he

wanted to tell them. He was never by the book. Ms. McNelis went on to say that Mr. Fitzpatrick said that he was re-elected even though there were signs all over town saying that he was getting benefits. Actually, there were only 2 signs, 1 on Marne Highway and 1 on Mr. Tiver's property. She said he or his cronies bent the 1 sign over so no one could read it and went to Mr. Tiver and insisted he remove the sign from his property. He went to Ms. McNelis and asked to have it taken off because she had asked to have it put there. Within hours the sign was removed but the township committee saw fit to demote Mr. Tiver down to 4th alternate on the Planning Board. He had that job for 30 years, not even 1 penny in wages, not 1 penny in health benefits and nowhere does it say that people are limited to 5 minutes in comments. Mr. Tiver did that job for over 30 years and did a good job. Ms. McNelis said she can't understand how those 3 committeemen can sit up there after what they did to Mr. Tiver and Mr. Boettcher, they ought to be ashamed of themselves.

Tory Prescavage, 51 Easton Way – said as a young adult she is supposed to respect authorities specifically the ones that took an oath to serve my community. From previous occurrences, how does the committee expect the community to feel comfortable to stand by someone who recurred the actions of a coward sitting behind the safety of his computer? Ms. Prescavage said she is appalled at the actions and doesn't think it is right. As a young, female adult, with the election going on right now, she is baffled. She asked for the committee's opinions on the subject, specifically from Deputy Mayor Porto. Mayor Dickinson told Ms. Prescavage that the committee respects her comments and if Deputy Mayor Porto wishes to reply he can. Deputy Mayor Porto said he has already apologized for his actions and Ms. Prescavage asked how he expects people to stand behind him. He said he doesn't expect anything from anyone, he doesn't want anything special from the people but he will continue to do everything in his power to make sure that this town gets better every single day. He said he is trying his best, he is a human being, and he is working as hard as he can to make this town a better place to live. Ms. Prescavage asked him if he had any specific plans on how he is going to step forward and get past this, she then said she doesn't know if he will be able to. Mayor Dickinson interjected that Deputy Mayor Porto said at the last meeting that he regretted what he had done. Ms. Prescavage then said to the committee that the 3 members all work 40 hours a week and the health benefits are for members that work 20 hours a week at the township. She said she wanted to have the confidence in them that they are all actually working the full 60 hours a week to get the benefits. Mayor Dickinson said that he would have Mr. Selb explain about that. Mr. Selb then said that the law changed in 2010 and there was a legal change regarding health benefits. At that particular time there was a letter that was signed inappropriately. It was for 26 hours a week, and according to legal counsel, it should never have been offered by our CFO. Based on the opinions received from other CFOs when the law was passed in 2010, any member of the committee at that particular time that was prior to 2010, who at that time was entitled to secure medical benefits, were able to received medical benefits. That is what was explained to him. That would make the 3 committeemen that the public has a dispute with, eligible to secure medical benefits at another time. Prior to all this starting, Mr. Selb asked for an explanation when he first started working here.

Diana Schneider, 611 Broad Street – said her question is in regard to the health benefits, however, she asked where our health benefits specialist Dawn Emmons is. Mayor Dickinson asked if she had tried to contact her and Mrs. Schneider said she should be sitting next to Mr. Selb as she used to sit next to Mr. Tuliano during the meetings. Mayor Dickinson said she is in the building. There was a discussion between Mayor Dickinson and Mrs. Schneider about people calling out during the meeting. Mrs. Schneider said the township pays for the 3 committee members' health benefits and also for their salaries. She repeated her question as to where Dawn Emmons is during the meetings and why she wasn't here to answer questions. She has questions about the health benefits and its Dawn's responsibility to answer them. Deputy Mayor Porto asked the administrator/clerk if there is a requirement under the law to have the CFO/Finance Official at a public meeting. Mr. Selb answered that there is no such requirement. It was finally ascertained that the reason Ms. Emmons was at the meetings previously was because she took the minutes to assist the clerk. Mrs. Schneider said if we had a direct question for her it would be beneficial for Ms. Emmons to be here. After all, the residents are paying for the committee members' health benefits, not just for the members, but also for their families. As everyone can see, they are drawing in people now because they are vested in this. Their tax money is being spent on the committee members and other things but mostly on their health care benefits. Many people in the audience may have no insurance or poor insurance but the committee members have the el primo package so when someone comes up, like herself, she expects respect from all of them. She thanked Mr. Selb for answering her question, but once again, if there is a direct question regarding health care benefits she doesn't know why Dawn cannot attend these meetings. She suggested that Dawn Emmons should be sitting by Mr. Selb at the meetings.

Before anyone else came up to speak Mr. Selb asked everyone to please maintain their decorum. He is sitting there trying to not go one way or the other. What the mayor was trying to do was give respect to the speaker but if everyone else would give that same respect to the speaker. When people call out it is distracting. People can't hear the speaker and Mr. Selb can't record it. There were comments made at the last meeting and because people screamed and shouted out we couldn't hear the comments on the tape. And they were important comments. So when speakers speak up at the podium, please give them the respect and an opportunity to say what they have to say, without shouting and interrupting. He is sure the committee will give the same respect.

Lee Schneider, 611 Broad Street – asked Deputy Mayor Porto why it took so long for him to apologize to Anna Evans and why won't he look at her or anyone. Deputy Mayor Porto said he apologized at the last meeting and Ms. Schneider interjected that he had not. He said he was interrupted just like he was now. He said he began telling how he regretted it and the audience went into a loud cluster and he couldn't finish his comments. Now he has had a chance to explain himself. Ms. Schneider asked Deputy Mayor Porto why he didn't address Anna Evans instead of the citizens of Hainesport. Mayor Dickinson said he had addressed everyone. Ms. Schneider said

he didn't even look up when he made the apology. She said a lot of people were saying that he didn't address her. She said to Mayor Dickinson that he has an answer for everything and he answered he that he does not. She went on to say that this was going nowhere. Mayor Dickinson said that Deputy Mayor Porto got a lot of questions on what had happened but he said he regretted it at the last meeting and he apologized tonight. Ms. Schneider said she came up knowing she wouldn't get an answer from them but she wanted to acknowledge the fact that Deputy Mayor Porto did not even look at Mrs. Evans when he made the apology. She said the mayor could play dumb but everyone knows it was about her. She went on to say that he had lost a job due to this. Mrs. Evans had reached out to Deputy Mayor Porto but he did not reach out to her. She just wanted everyone to know if they hadn't already noticed.

Kathy Parker, 1819 Creek Road – said to Mr. Boettcher that tonight was the night the committee accepted his resignation and she is sorry. She is sorry for what has gone on with him and his wife Alma. She went on to say that what happened is a disservice to Mr. Boettcher and his family and she wants him to know that they appreciate all that he has done for the township. Mrs. Parker then addressed Mr. Clauss and said her only words to him are, “God Bless You.” He has some big shoes to fill and also she will repeat her words that she said at the last meeting; she thinks it is a game, she thinks the committee needed a 4th piece to play their game and she prays that he will stand up and think for himself and not be a puppet to what these 3 other gentlemen want because we have good people that work in this town and do good jobs. She, as a resident here, who has not attended meetings until the past couple of months, could not tell you who Dawn Emmons was if Hades froze over. She understands Ms. Emmons is the CFO but beyond that she doesn't see her. Mrs. Parker addressed Matt and thanked him for attending the meeting for taking an interest and finding out what our local government is all about and she hopes he is not disappointed. Matt said he was not.

Mary McCleery, 135 Tartan Lane – asked the committee for a paper trail for the hours the committee has worked. She wants something that shows her that they have put in 26 hours, or even 20 hours. Mayor Dickinson answered her that Mr. Selb had answered that already and she disagreed. He said there is no way to track the amount of hours that the committee puts in. She asked why they don't have to track their hours if everyone else has to for their jobs. She reiterated that they should have a paper trail as well as Dawn Emmons. Ms. McCleery asked if Ms. Emmons is in this state. She asked if she lives in New Jersey or if she lives in Florida. Deputy Mayor Porto said we are not allowed to talk about employees and subject the township to labor lawsuits. Mr. Costa said he is not the labor law attorney but we cannot speak about the employees in the town without giving them notice or we can be sued. Ms. McCleery again asked if we could get a paper trail of Ms. Emmons hours so the people can know that they are paying people for their work. Mr. Costa said she can make her statements, he doesn't think she will get anything more than what the committee has told her. This woman is a licensed CPA and CMFO who has been certified by the state. Ms. McCleery said she knows that but the people pay for her

health care and they pay for her hours here and they should be able to see how many hours she puts in this township. Mr. Selb said she is salaried and according to law, for her to hold the job, her primary residence must be in New Jersey. He can tell them that her primary residence is in New Jersey and she is in compliance with the law. Mr. Costa said it would be difficult to alter her way of practicing her CPA duties today just because someone got up and asked for it. You can make a recommendation for the future though. Ms. McCleery made a recommendation that the entire committee be accountable for their hours they put in and also Dawn Emmons. So that the people can see what they are doing when they are doing it.

Dr. Elizabeth Forbes, 139 Glengarry Lane – asked if the committee has any future plans to develop a policy regarding what is put on Facebook or any media type of thing that is written by an employee, a salaried employee or an elected official because she doesn't want to hear any more about what was on Facebook. She doesn't want the people taking time for that. She thinks most organizations and industries have a policy and if a policy is violated the individual is fired. Dr. Forbes asked what sort of plans the committee has planned for the future. Mayor Dickinson said at the end of the year they always review the handbook and she asked if they have to wait until the end of the year. Mr. Selb said he will be presenting drafts of the new handbook at the next meeting and it has to be adopted by October 1st to comply with the JIF regulations. So he will be making recommendations to address the changes that they had recommended and any changes that the committee should address and wish to change in the handbook at the time. A resolution will be presented and he will offer it in September's meeting for the committee's review and for adoption of the new changes. Mayor Dickinson asked if it will come out in September. Mr. Selb answered in the affirmative. He said it will be the new personnel policy and he had offered to the committee suggestions for the decorum to be addressed as well for the meeting as well as other changes. So there are changes in consideration. Dr. Forbes asked when they would be implemented. Mr. Selb said they would be implemented as soon as the committee adopts the resolution which will be in September. It has to be adopted then in order to avoid a higher JIF deductible. Dr. Forbes asked if the residents would have an opportunity to vote or to disagree with the policy and Mr. Selb said that policy is reviewed by our Joint Insurance Fund as well as our employment practices liability attorney, reviewed from a legal stand point everything the township addresses is in compliance with the Joint Insurance Fund. That way we have the backing of JIF and all the attorneys that stand behind it. He said what she is asking for is 1 of the issues that the committee will be looking at as part of that. She said she is thinking about the consequences. Mr. Selb told her the township does not have a public Facebook or Twitter page for this very reason. He said there are 1st amendment rights we have to be careful on how far we can intrude. The social media has become a real legal nightmare for many people. The employers get involved and there have been a lot of court cases recently. Dr. Forbes said it has been all over the news about a professional nurse that was fired from Thomas Jefferson University because of what she wrote on her Facebook that had nothing to do with the hospital. Mr. Selb said they have to be very careful with 1st amendment and freedom of speech rights and he believes it was addressed by 1 of our attorneys, Mr. John Gillespie.

Before this is done Mr. Selb will probably be reaching out to him to make sure our policy protects the rights of the individual as well as the rights of the public.

Deborah Plaia, 50 Bancroft Lane – said she wanted to follow up on what Dr. Forbes had to say. Ms. Plaia is an attorney and has been involved in cases involving Facebook and people serving the 1st amendment rights to freedom of speech but she just wants to point out that sexual harassment is sexual harassment. She said she knows that they are competing rights but people have the right to be free from sexual harassment. She as a woman has a right to be free from sexual harassment. It was offensive. Regardless of whether or not it was intended for any specific individual or whether or not it was done on a personal level it was offensive. They should keep in mind that even though he did it in his personal life he is a representative and an elected official for the township of Hainesport. And for those in the room, if they don't like what you see sitting at that podium, then make your vote count, get out and get them out of office.

Ginny Cliver, 118 Mt. Laurel Road – told Mr. Clauss she is glad to see him up there, maybe she will get some speed limit lowered on Mt. Laurel Road. If he is sitting there with everyone else and they tell him what to do he won't be able to think for himself. She said her 1st question is whether or not he is going to take medical benefits from Hainesport Township. Mr. Clauss said he would not. Mr. Selb told Mrs. Cliver that Mr. Clauss is not eligible for the benefits because it was made so that way. She asked why they don't make it that way for the others. Mr. Selb said that is a decision amongst the committeemen and our health benefits administrator to work out. She said they should give up the benefits and it would save her a lot of tax money. Mrs. Cliver told Deputy Mayor Porto that his apology was too little too late and she thinks the best thing he could do is resign, the township doesn't need people like that in Hainesport. She said she has lived in the township for 65 years and nothing like this has happened here before.

Shirley Powell, 503 Lumberton Road – said she doesn't have anything to say about the insurance or anything like that. This is the 2nd meeting she has attended and she asked for people to stop this stuff. Deputy Mayor Porto put something on Facebook, she said she has made mistakes in her life and there are things that she can't apologize for because they don't want to hear it. Ms. Powell said please can't we move on. He apologized at last month's meeting and he apologized this meeting. He didn't name anybody. She said she doesn't know if he apologized to Mrs. Evans but he didn't name her and this is the 2nd meeting on this and it is crazy. She thinks he is doing a good job.

Pat Macken, 116 Masons Woods Lane – said she has the 2014 employee handbook and she read 2008, 2010, 2012 up to this 1 and in every one of them is an anti-discrimination and anti-harassment policy in them. "The township expects all employees, township officials, department heads and supervisors to treat their individuals, including other employees, volunteer guests, business invitees, vendors, suppliers, contractors and other non-employees with respect and courtesy." Mrs.

Macken said she thinks the other non-employees means residents. She went on to read more comments from the handbook, "Unlawful discrimination or harassment includes a wide range of obvious and subtle comments and conduct. Depending on the circumstances it may include, but is not limited to, comments, jokes, insults, slurs, derogatory statements, drawings, pictures or cartoons, innuendos, other statements or conduct directed at or treatment of another based upon their protected class status or association with a member of a protected class." Unlawful harassment can be verbal or written. Mrs. Macken said there are 4 pages of this in the handbook. It also says that violation of this sexual harassment policy will subject employees to disciplinary action, up and including immediate discharge. She told Deputy Mayor Porto that she appreciated that he made the apology, she wishes he had made it at the last meeting. She said she thinks everything probably would have been quelled at that point. She said she also knows that in this township there are a lot of good people and the employees of this township are excellent. Mrs. Macken said after reading the handbook, if the committee doesn't discipline Deputy Mayor Porto, they have set a precedent. If something like this ever happens again, with an employee in here you can't discipline them because you didn't discipline him. You can't have a double standard. Mayor Dickinson said that is why they are going to review the handbook. Mrs. Macken said she has gone through the handbooks for the past several years and the rule as it is now still stands. She said you can't go on in the future and discipline anyone else when they are not going to discipline Deputy Mayor Porto. Whether it is a censorship, slap on the hand or removal as deputy down to a committeeman, something should be done. To let it go on and be swept under the rug is wrong. She is glad it is over now, but it should be addressed. Mayor Dickinson said it was presented to the township labor attorney and Mrs. Macken said she is waiting to see the bill list for that. She asked how many attorneys they went through, were there 3? Mr. Selb said we actually went to 1 and that was outside counsel, we didn't even go to our labor attorney. Mr. Gillespie joined in on that as 1 of his duties as solicitor. She asked if he was from Parker-McCay and Mr. Selb answered yes.

Mark Murdy, 2614 Creek Road – said on page 3 of the agenda it says "comments from the public". It doesn't ask for questions, so he would be making a comment. On the Hainesport Township Committee for Burlington County Mrs. Boettcher got up and commented that she didn't get any information from the current chairman. His comment was that he didn't get any information from the previous 1. So, it's the way it works here. He found out at the last meeting that he could possibly attend that nobody knew what his address was. As he understands, they don't know who she is either. Mr. Murdy said we have a resolution for appointing a class 3 member to the Joint Land Use Board and he has no idea why we have that. It sounds like a really cool thing to have. He went on to say that with all the electronic equipment we have in the building we should probably have surge protectors for it. It's a little bit late now but he buys them for himself because he can't afford to go out and get new stuff. Mr. Murdy told Deputy Mayor Porto that the residents are expecting him to pay for his own legal fees on this because they are already paying their taxes and if he makes them feel that bad he should probably pick up his own legal bills. Mr. Murdy definitely doesn't want to pay to have Deputy Mayor Porto represented by somebody

that is going to do whatever they do. He said 4 years ago he gave each member of the committee a letter stating that their kids had grown up together and he has known them all for a long time and if they are taking this Cadillac health insurance program he was really upset with them. Mr. Murdy told everyone that if they don't understand how to get rid of this once and for all, go to the ballot box and get rid of the people that are sucking on the public and taking a lot of money away from them. The fire department needs a lot of money. Of course 3 people are left and Dawn Emmons, she gets all the health benefits too. We are spending approximately \$30,000 apiece and that's about \$120,000 that could go to the fire department and get the things they need. It's not to pay these guys \$5,000 a year to come in once or twice a month and then collect for benefits.

Brian Murphy, 2 Wharton Place – asked why everyone can't get along. This is such a small town and he thinks that the committee is doing their best. He doesn't want to be there being scrutinized like the committee is right now. He went on to say the committee members are doing their best and that is all he has to say.

Matt Hascek, 11 Elsinore Drive – recently the Sport's Authority businesses have been closing down and he wanted to comment on something. A little while ago he went to 1 and found air soft guns and bows out of their packages with bee bees that guns shoot and he also saw a couple of mags lying around. Matt said he doesn't think that is very safe for the people who shop there because people who shop there who are just mean in general could pick up the weapons and shoot 1 of the children there. He just thinks it would be a good idea if people are in the area and see a sports store they should check it out to make sure everything is ok. Mayor Dickinson told Matt that public comment is always about the township but he had a great point and as a Boy Scout maybe he should get his father to contact the store and let them know about the situation.

12. COMMENTS FROM THE ADMINISTRATOR

Mr. Selb said that we had an inquiry about the web usage on our website. At this time we have had 7,682 people who have visited our website and it continues to increase so the web page is becoming very popular. If anyone has any suggestions or ideas that would improve the website please let him know.

13. COMMENTS FROM THE SOLICITOR

Mr. Costa had nothing for tonight.

14. COMMENTS FROM THE COMMITTEE

Committeeman Clauss thanked everyone for appointing him to the committee. He will be here for 5 months and hopefully he will assist and help the township do its duty so they can get business done.

Committeeman Fitzpatrick said he sees that there are some individuals from the fire department and the EMS here tonight and as Mr. Challenger had said when he was here they are a vital part to our community. We can't thank them enough for what they do; sometimes they are overlooked but we greatly appreciate what they do. He thanked everyone for coming out this evening and thanked a couple individuals who had the courage to actually speak up and say what was on their mind. This town has become rather divisive and decisive. Mr. Fitzpatrick said he is kind of embarrassed and upset just to see what this town has become. He has lived here for many years and has served in different capacities here within the town and because of politics, it's nothing more than politics, that's what this has come to. Because he is a Republican and a lot of the people are Democrats, and they don't like that. As they know, he has been very good friends with people sitting out in the audience. He asked what he has done that is so horribly wrong that we come to these meetings and get this abuse. He knows that he is being taped and he doesn't mind. It's not right or fair to them. They do the best they can and try the best they can. The township knows that they are taking benefits. He asked if it was right or wrong but it is a difference of opinion. He said people can't like them just because of who they are, its politics and it is embarrassing that it has gotten to this point that just because he is Republican and others are Democrats it has come to this. Mr. Fitzpatrick said we are still a small town and he will pass some people in different situations and he is uncomfortable and embarrassed because of it. All he asks is for everyone to show some respect for the individuals on both angles. We are all living in a small town and this is a good town, the taxes are low and he just asks for some mutual respect. The way some people have come down on some of the individuals on the committee has been really over board. He is saddened to see that this is what Hainesport has become.

Deputy Mayor Porto welcomed the new committee member, Gerry Clauss and he absolutely thinks Mr. Clauss should vote his conscience. He said he is not in any way trying to influence this town other than to give his advice and support to good ideas and to weigh decisions and try to bring this town to a better day tomorrow. Our finances are in better shape than ever and some of you may know when we go into budget sessions he will have 30 to 40 questions for the CFO and township administrator about different line items. One way or another, weighing each decision and going line by line we were able to find savings in electrical cost this year. Last year we were able to find savings in phone costs. We are working on reducing costs. Deputy Mayor Porto said 1 thing that he voted for in the last couple months was to end his own benefits and the entire committee's benefits for lifetime health benefits. He just wants to put something in perspective that by age 40 after 15 years of service on the committee he would be entitled to lifetime health benefits at age 55. His grandmother has lived to her 90's and he could be on the benefits for the taxpayers for 30-40 years and that is something he brought forward to end that practice. He is glad that the township has passed it because it was a good decision, no committeeman should have lifetime benefits. The costs are long term prohibitive to the taxpayers of this town and we are going to continue to look for efficiencies in government. Deputy Mayor Porto said there have been a lot of comments about the CFO and he didn't want to bring up here name or details so he stated 1 fact; year after year since 2006 we have had no findings in our audit. Our finances are in better than ever shape

and our administrator/clerk has always had the highest confidence in her. Findings means that there is some error or mistake and you will often see this take place on a county, state or municipal audit; it is in the newspapers all the time and we have been clear. This is also the same CFO that uncovered the corruption of before and came forward with her conscience and we brought an end to the corruption that was going on with 2 employees. Deputy Mayor Porto said he is a human being and he made a stupid, stupid mistake. He said he loves this town and he will do everything he can every day to re-earn the trust of the township residents and will do his best to help everyone. He will help all 6,000 and some residents to have a better life, better park system, lower taxes, efficient government and services that we can be proud of.

Mayor Dickinson thanked everyone for coming out tonight and thanked Mr. Clauss for stepping up. He has known him for a lot of years and has a great deal of respect for him. Mr. Clauss offers so much even at the school level. He doesn't have any children in school anymore but you can still see him there. He has a wealth of knowledge and is a valuable asset to the township. Mayor Dickinson said 1 of the things the committeemen do is sit up on the dais and listen to the residents and you have to respect everyone's position. Everyone has feelings. That's what the committee is here for. He always leaves his door open for everybody; he has come home and had Ms. McNelis in his back yard and he has talked to Mr. Ruble many times. If you have a question the committee is there to answer it. With the issues with Mrs. Evans we have tried to work it out. He said they have had some great conversations. We are hoping to keep moving forward. There were a lot of comments made at the last meeting about how bad this town is and Mayor Dickinson said he doesn't think anyone here can say that they don't think this town is a great town. We wouldn't be here if we didn't think it was great town. We are still moving forward and he wanted to thank everyone here because if they didn't care, they wouldn't be here. It shows their passion for this town. As Mr. Fitzpatrick said earlier, we can't thank the fire department and the EMS enough for everything they do. Donating all their time and the fact that we got 11 new volunteers it shows their dedication. We have a valuable new tool with the Hainesport website; we are sending out information. If you have anything or have any questions or see something you don't like or something you do like, let Mr. Selb know. We are going to try to get together and do a couple more things to keep this town moving forward.

BILL LIST

Mr. Fitzpatrick said the reason he abstained from the below PO is because he actually uses this company privately in his home.

Motion: Deputy Mayor Porto. Second: Committeeman Clauss. Abstain: Committeeman Fitzpatrick on PO 16-00586. All others yes.

15. EXECUTIVE SESSION

A. RESOLUTION 2016-139-8– Resolution to Enter into Executive Session at 9:45PM

- 1. Litigation – Land Use**
- 2. Personnel – Clerk/Typist**

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

B. Motion to come out of Executive Session at @10:42pm Motion by Deputy Mayor Porto. Second by Committeeman Fitzpatrick. All Yes No action taken in Executive Session.

16. ADJOURNMENT @10:43pm

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