

## **CINNAMINSON TOWNSHIP COMMITTEE**

### **January 23, 2017**

The Regular Meeting of the Township Committee is being held at 6:30 p.m. in the Municipal Building, 1621 Riverton Road, Cinnaminson, NJ 08077. This meeting is being held in accordance with the "Open Public Meetings Act," P.L. 1975 c.231, having been advertised in the Burlington County Times on January 6, 2017.

Mayor Minniti opens the meeting with the Pledge of Allegiance

Committee Members Present: Mr. Brauckmann, Mr. Evans, Mr. McCarthy, Mr. Young, Mayor Minniti. Also: George Morris, Attorney, Director King, Administrator, Julia Edmondson, CFO,

#### **Liaison Reports**

Health/Senior Services and Veterans Affairs – Mr. Evans – Nothing to report. I have contacted several organizations in our area. When I have more information I will bring it to you.

Parks and Recreation– Mr. Brauckmann

Parks and Rec Advisory Board had their reorganization meeting on Thursday, January 12, 2017. The Board voted to appoint Deb Wojcik as Chair and Brian DeVone as Vice Chair. We also appointed a new advisory board member Tom Lane. We still have one position open. We hope to have this position filled soon. Long serving member Steve Berenato finished his term in December. I would like to thank him for his years of invaluable service to this advisory board. I'd also like to thank Pat Hafner, now starting her thirty first year as Parks and Rec secretary. I'm not certain if that's the longest tenured person but I'm sure it's up there. She is an invaluable asset to our Parks and Recreation group. Incredible knowledge. I want to thank her for all the years that she has served. I'd also like to thank all of the members who've served as well as our commissioners and sports people. The advisory boards roll, mission and scope was emphasized. All members fully understand their role as an advisory to this committee. Although they were not provided an actual paper copy of what's presented this evening 2017-2, I did provide them a summary of the ordinance which will establish comprehensive rules and regulations for our park system. There is an understanding of the need and the purpose for this ordinance. The members expressed their satisfaction that this will create fairness especially in regard to usage fees amongst our requestors and that clear cut rules and regulations are established. They are looking forward to moving that along.

The residential sports organizations (RSO's) were discussed and reviewed. In order to be considered an RSO in Cinnaminson 75% of the members must be Cinnaminson Township residents. After reviewing there is one organization that does not meet that requirement. Cinnaminson Lacrosse does not have 75% requirement of Cinnaminson residents so they will not be included. That's a change from what was disseminated on Friday. All permit request will be submitted to the Parks and Recreation advisory group next month. After that Parks and Rec will be submitting them to this committee for approval during our Feb. 20<sup>th</sup> meeting. We are also starting to book our summer concerts and other events for this year as I do at the beginning of the year. I'm looking forward to a great year. Mr. Mayor that concludes my report.

Public Works – Mr. Young

Thank you Mr. Mayor and good evening to everyone. This is probably the largest crowd. Welcome to you all. Other than addressing the one minor snow event that we've had our public works staff has been able to address a number of regular maintenance issues over the last month. For the most part we've been back at full staff. Our equipment is fully equipped to take action should another event arise. Remember February is normally our worst month for bad weather so we prepare accordingly. A reminder that in an event of significant snow please get your vehicles off the street so that we can plow from curb to curb. We've worked on a number of items in the past month. We've cleaned out the Memorial Park parking lot where we were storing our millings. It's now available

for parking again. We are working on the annual inspections and cleaning of the catch basins throughout the community which relates to our storm water management program. We have been assisting on the prep for the new police barn which is being constructed at Public Works. The building is now up and ready for overhead doors to be installed. We are currently working on the community center lobby and bathrooms. We expect this to be completed by mid-February. As far as Christmas tree collection, once again this year we are collecting Christmas trees and are recycling them in the brush yard. Our local actions save cost and space in our landfills and the tipping fees that would be incurred if we had to go to Florence. Mr. Mayor this concludes my report.

Administration/Finance and Public Safety – Mr. McCarthy

Thank you Mr. Mayor. Public safety all is well and going off to a good start. In administration our budget subcommittee will begin to meet over the next couple of weeks to get the budget settled. That's all I have.

Economic Development – Mr. Minniti

As you'll notice the next item of business is a resolution authorizing execution of agreement of sale with Lidl US Operations LLC. For those that have not been on social media or seen the Burlington County Times, the Township is very pleased to announce that we have reached an agreement of sale to purchase the Garden State Inn and companion legislation, with the purchase of the Garden State Inn was the execution of an agreement with Lidl US Operations LLC who will take over the Garden State Inn site. This has been the end of a very long process. It's also the beginning of another very long process with the two most significant parcels in our Route 130 S/Highland Ave. redevelopment tract now under control, we also control with a past purchase of the azalea farm. The Township will now begin the process of developing the redeveloper's agreement that will spell out how the site's development is to continue. We'll be also developing a concept plan and a redevelopment plan. All of that will be occurring over the next two to three months. Running on parallel tracks we will be finalizing all the action items that will perfect the sale of the Garden State Inn as well as the sale to Lidl. We look to have Lidl in front of planning board sometime this summer. We are on track to hopefully see a grand opening some time in 2018. The most significant part of this project is the Garden State Inn. As Director King was quoted as saying in the BCT today, the Garden State Inn has 97 rooms. That one hotel had more rooms than the entire motel row district that was replaced by Siena as well as the roadway improvements. This takes a huge number of rooms out of Cinnaminson. One of the primary goals of the redevelopment plan was not only to get our corridor reinvigorated, we wanted to focus on redeveloping those out moated uses. This is a huge step in the right direction of our redevelopment vision. I can't be more excited about what this means for Cinnaminson. I'd like to give a special thank you to Mayor Michael Minton. Ironically he is one of the individuals who actually began Cinnaminson's redevelopment initiative in the 1995-1997-time frame. He got this whole process started. To have him back here twenty years later when what is a huge moment for our town. Mayor Minton thank you for everything you've done over the last year and what you started many years ago. If you had never gotten this started, we may never have been able to keep the momentum up through the 2000's. It's been twenty years since we began this with the Marketplace in Cinnaminson. Congratulations, we did it.

### **New Business**

Motion to approve Resolution 2017-41 Authorizing execution of agreement of sale Lidl US Operations LLC made by Mr. Young, seconded by Mr. McCarthy. All aye. Resolution is approved.

Mayor Minniti asks for any comments on Resolution 2017-31 Transfer of 2016 budget appropriations. None. Mr. Young motions for approval, seconded by Mr. Evans. Roll call vote. All aye. Resolution is approved.

Mayor Minniti opens for Public Hearing Resolution 2017-34 Authorizing the filing of an application for a 2015-2017 Community Development Block Grant Curb Ramp Improvements. Mr. Young explains that grant is now also available for Palmyra extension as well as Chestnut Hill section. This is for curbs and ADA ramps. This is worth about \$65,000. Mayor Minniti opens for public comment. No public comment.

Mr. Young makes motion to approve, seconded by Mr. Brauckmann. All aye. Resolution is adopted.

**Mayor Minniti introduces Ordinance 2017-2** an Ordinance to repeal and replace chapter 381 of the general code of the Township of Cinnaminson entitled “parks” with a new chapter aimed at proper permitting and maintenance for recreation facilities. Mr. Brauckmann explains that this is to resolve issues in ordinance 2015-16. Mayor Minniti comments that the parents that administer and participate in all of our sports programs should be commended for all that they do.

Motion to introduce Ordinance 2017-2 is made by Mr. Brauckmann, seconded by Mr. Young. All aye. Ordinance is introduced. Public hearing to be February 27, 2017 at 6:30pm.

### **Old Business**

Robert Nehila from Bowman & Co. gives an overview of information from subcommittee report, Palmyra Ambulance Squad and Cinnaminson Fire District plan. Mr. Brauckmann asks if this report was at additional charge. Mr. Young states that it was not.

### **PUBLIC HEARING ON ORDINANCE 2017-1**

#### **AN ORDINANCE SUPPLEMENTING CHAPTER 85 OF THE TOWNSHIP CODE ENTITLED “POLICE DEPARTMENT” TO CREATE THE POSITION OF POLICE CHAPLAIN WITHIN THE CINNAMINSON TOWNSHIP POLICE DEPARTMENT**

Mayor Minniti opens the Public Hearing on Ordinance 2017-1

Director King explains how the ordinance came about.

#### **HEARING CLOSED TO THE PUBLIC**

Motion to adopt Ordinance 2017-1 is made by Mr. McCarthy, seconded by Mr. Evans. All aye. Ordinance is adopted.

### **ORDINANCE 2017-1**

#### **AN ORDINANCE SUPPLEMENTING CHAPTER 85 OF THE TOWNSHIP CODE ENTITLED “POLICE DEPARTMENT” TO CREATE THE POSITION OF POLICE CHAPLAIN WITHIN THE CINNAMINSON TOWNSHIP POLICE DEPARTMENT**

**WHEREAS**, N.J.S. 40A:14-141 indicates that the governing body of any municipality may, by ordinance, provide for the appointment of one or more chaplains to that municipality’s police department; and

**WHEREAS**, police chaplains serve an integral role in providing comfort to members of the police department as well as members of the public, and can assist the police department in matters of community outreach; and

**WHEREAS**, the Township Committee finds that it is in the best interest of the Township and the Township’s Police Department to create the position of Police Chaplain;

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Township Committee of the Township of Cinnaminson, County of Burlington, State of New Jersey, that Chapter 85 of the Township Code, be and is hereby supplemented as follows:

**ARTICLE I: AMENDED SECTIONS.** Chapter 85 of this Code, entitled “Police Department,” is supplemented as follows:

1. [§85-1 through §85-31 remain unchanged]
2. §85-32 is hereby created and entitled “Police Chaplain” and shall read as follows:
  - A. **Position created.** The position of Police Chaplain for the Township of Cinnaminson is hereby created in accordance with N.J.S. 40A:14-141. The position shall be a volunteer position. The position of Police Chaplain shall be subject to the control and direction of the Director of Public Safety.

- B. **Qualifications.** Any person appointed as Police Chaplain shall be an ordained clergyman/clergywoman in good standing with the religious body from which he/she is selected. The Police Chaplain shall receive training in the position and should have a basic knowledge of the duties of law enforcement officers. The Police Chaplain shall conform to all police procedures and departmental regulations, insofar as applicable, and shall be credentialed in accordance with the provisions of N.J.S. 40A:14-141.
- C. **Duties.** The Police Chaplain is requested to perform the following duties and any other duties that may be assigned by the Director of Public Safety:
1. Assist the Township of Cinnaminson Police Department in making notifications to families concerning serious injuries or death;
  2. Visit sick or injured police personnel at home or in the hospital;
  3. Attend and participate in funerals of active and retired members of the Police Department;
  4. Counsel police personnel regarding personal problems and stationhouse adjustments;
  5. Coordinate and conduct memorial services;
  6. Participate in in-service training programs;
  7. Attend departmental functions such as graduations, promotions, and awards ceremonies;
  8. Assist in programs and counseling targeted at youthful offenders;
  9. Assist in enhancing public relations and community outreach;
  10. Meet with the Director of Public Safety and other police personnel on a regular basis for the purpose of ongoing evaluation, development of programs, and discussion of departmental morale.
- D. **Rank and salary.** Any person appointed as Police Chaplain shall serve in that capacity without rank or salary.
- E. **Term of office.** A person appointed as Police Chaplain shall serve at the pleasure of the Township Administrator, and for a period of one year from the annual municipal reorganization and shall continue to serve in that capacity until he/she resigns, is terminated, or reappointed by the Township Committee at the recommendation of the Director of Public Safety. Notwithstanding the foregoing, the position shall be an “at-will” position, and the appointment of Police Chaplain may be terminated without cause.
- F. **Appointment.** The Director of Public Safety may recommend to the Township Committee persons that he/she believes meet the qualifications of N.J.S. 40A:14-141. All applicants for the position of Police Chaplain shall be interviewed by the Director of Public Safety and his/her designee(s) to determine the applicant’s qualifications in accordance with this article. The Township Committee shall appoint Police Chaplains in accordance with this article, with the advice and consent of the Director of Public Safety.

**ARTICLE TWO. Repealer, Severability and Effective Date.**

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

**BODY WORN CAMERAS**

Cinnaminson Police Department application for financial assistance for Body Worn cameras -

Director King states that the police department has received a grant from the Attorney General's office in the amount of \$14,000. Overall costs are \$50,000. Director King will use as much as he can out of Special Law Enforcement account. We are trying to do this with zero impact to the taxpayers if possible. Township Committee authorizes Director King to move forward with acquisition of Body Worn cameras.

Search for DPW Superintendent – Director King states that we should start process over to begin search for DPW Superintendent. Subcommittee to be Director King, CFO Edmondson, the three foreman from Public Works and Mr. McCarthy.

### **SJTP – WOOD PARK TENNIS COURTS**

Mr. Young clarifies that we have one change order on this project. Anything under \$400,000 will be shared with the Board of Education. Tennis courts should be completed in the spring.

### **Public Comments on Consent Agenda items only – None**

#### **Consent Agenda**

**Approval of Resolution 2017-29** Identifying recognized Cinnaminson sports organizations

**Approval of Resolution 2017-30** Release of performance bond Villages at Cinnaminson Harbour Section 4A and 4C

**Approval of Resolution 2017-32** Authorizing Brine Agreement with Palmyra

**Approval of Resolution 2017-33** Approving change order for New Albany Road Drainage Improvements and releasing performance bond upon the posting of a maintenance bond

**Approval of Resolution 2017-35** Authorizing installment payments of taxes 316 Division St.

**Approval of Resolution 2017-36** Authorizing award of bid for DPW Dump Truck to Robert H. Hoover & Sons, Inc.

**Approval of Resolution 2017-37** DOT Municipal Grant Application – Fork Landing Rd.

**Approval of Resolution 2017-38** DOT Municipal Grant Application – Union Landing Rd.

**Approval of Resolution 2017-39** Release of maintenance bond Essex Enterprises (Greenbriar)

**Approval of Resolution 2017-40** Release of performance bond CN Development (Olmsted)

**Motion to Authorize** sponsoring one delegate each to Boys State and Girls State (\$300 each)

**Motion to Approve** Raffle for Church of Our Lady of Good Counsel for May 4, 2017

**Motion to Approve** Raffle for Burlington Township Foundation for Mar 24, 2017

**Motion to Approve** Authorization for Burlington County Dept. of Public Works, Division of Mosquito Control to perform Aerial Mosquito Control

#### **End of consent Agenda**

Motion to amend 2017-29 to list organizations made by Mr. Brauckmann, seconded by Mr. McCarthy. All aye.

Mr. Evans asks for confirmation that Resolution 2017-30 is for northwest corner of the property and release is not for Nathan Drive or nature walk. Mayor Minniti confirms that is correct.

Motion to approve Consent Agenda made by Mr. Young, seconded by Mr. Brauckmann. Voice vote. All aye. Consent agenda is approved.

**Minutes** – Motion to approve Dec 19, 2016 and Dec 28, 2016 made by Mr. Young, second by Mr. McCarthy. Voice vote. All aye. Mr. Brauckman and Mr. Evans abstain. Minutes are approved.

**Bill List Motion to** Add PO #16-00124, Blue Cross, Blue Shield Dental \$196.97, also 16-01439 Spectrol made by \$1,322.31 made by Mr. Young, seconded by Mr. Evans. PO's are added.

Motion to approve bill list made by Mr. McCarthy, seconded by Mr. Young. All aye. Bill list is approved.

Addition of Professional services contract with Remington and Vernick to continue as Consulting Engineer and Public Works Manager not to exceed June 30, 2017. Motion to add to agenda made by Mr. McCarthy, seconded by Mr. Brauckmann. All aye. Added to agenda.

Motion to approve is made by Mr. McCarthy, seconded by Mayor Minniti. All aye. Motion passes.

### **Comments from the public**

Harold Pettite, Highland Ave. comments regarding demolition of barn at the old Riverton Pool and Garden site. They will be contacting Wawa directly; they wanted to inform Township Committee of their actions.

Jim May, 808 Morgan Ave, Palmyra, NJ – Also comments regarding wanting to save the barn at the Route 130 and Taylors Lane future Wawa site. They will be writing a letter to CEO of Wawa requesting the barn be preserved as historical. Presents photos and sample of letter that they will be submitting to Wawa. Thanks Committee for their time.

Joseph Stringfellow, Esq, Palmyra Ambulance Association, 125 W. Broad St. Palmyra, offices located at 2 Hartsdale Ct., Burlington, NJ 08016 – Thanks Committee for continuing business agreement between the Township and the Palmyra Ambulance Association.

Chief Kramer, Cinnaminson Fire – Comments on Bowman & Co. auditor's report. States that they were not given opportunity to meet with auditor. Reviews items he believes that the auditor did not understand in their proposal. Reviews meetings with subcommittee over the past year. He believes their proposal will save, over 5 years, \$750,000 of revenue to offset taxes. Chief Kramer states that the report was only distributed to members of Republican party but will now be distributed to the public. Invites public to attend Fire District meeting which is 2<sup>nd</sup> Tuesday of the month to ask any questions. Fire District was very disappointed that they could not make a presentation to the full committee.

Mayor Minniti closes public comment.

### **Comments from Committee**

MAYOR MINNITI responds to Chief Kramer's comments. Reiterates that the only process authorized was to meet with the subcommittee. Proposal could save \$750,000 but it could also cost \$750,000. He as one committee member will not grow government because a taxing authority thinks they are going to go to party leaders and force me to make a bad deal for this town. He is not willing to sign the taxpayers' name as guarantors to what is nothing more than a big government expansion into a business that they have no idea what the model for profit or loss will be. You need to expend monies to start a business. We have something that has a 95 year established record of success. If expenses aren't covered by insurance, then the residents pay nothing. That is not what would happen the under the Fire District plan. The grant the Fire District receives would only be for two years. This committee acts in a fact finding and in a third party detached way. None of us are involved with the Palmyra Ambulance Assoc. We are here for the residents of Cinnaminson; that is who the decision was made for. The agreement has been completed. You have to pay the monies out first, so the money coming in only puts back what you've expended. An abrupt withdrawal from agreement without any input from our partner towns of Riverton and Palmyra would be the end of Palmyra Ambulance in a few years. The Fire Department knows this and that is why they are pushing so hard for this.

MR. MCCARTHY comments that he received a phone call from Commissioner Frank Ellison telling him that the Fire District decided not to wait to make its presentation in February, said that they were going to go public with their proposal, make presentations and hold meetings.

MR. BRAUCKMANN comments that contrary to what has been said he never made up his mind ahead of time. The Chief was not speaking for him. He was not predetermined to the facts. He believed that there was going to be a presentation from both entities and he is disappointed that it did not happen. He believes the agreement was

pushed through. He was just upset with the process. He just wanted to hear the proposals. It's obviously a done deal now. We have a three-year contract.

MAYOR MINNITI comments that there was only one action authorized by this Committee and that was for the subcommittee to meet with the stakeholders who were presenting and to come up with recommendations for the committee. This committee is elected to do their homework, to represent the best interests of the residents and to make decisions. When the Fire District decided to go off on their own. That ended the process.

No further comments from Committee.

**ADJOURNMENT**

MAYOR MINNITI asks for a motion to adjourn meeting.

Motion to adjourn made by Mr. Young, seconded by Mr. Brauckmann. All aye. Meeting is adjourned.  
8:22 pm

Duly passed and adopted

Respectfully submitted,

Lisa A. Passione

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