

**MINUTES OF THE
BOROUGH OF CLEMENTON
AUGUST 15, 2017
CAUCUS/COUNCIL MEETING
OF THE MAYOR AND COUNCIL**

OPENING: Mayor Thomas Weaver called the meeting to order at 7:02PM.

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT: Mayor Weaver read the following announcement, "This meeting has been properly advertised and posted pursuant to N.J.S.A. 10:4-6, the Open Public Meetings Act."

ROLL CALL: Jenai Johnson, Municipal Clerk/Administrator, called the roll which resulted in the following members present: Mayor Thomas Weaver; Councilman Mark Armbruster; Councilman Jonathan Fisher; Councilwoman Meghan Milano; Councilwoman Christine Nucera; Councilman Thomas Shaw; Councilwoman Holly Strobl.

SALUTE TO THE FLAG: Mayor Weaver led in the salute to the flag.

**PRIVILEGE OF THE FLOOR FOR A TOTAL TIME NOT TO EXCEED 10 MINUTES
FOR ITEMS APPEARING ON THE AGENDA ONLY:**

There were no comments from the public related to matters appearing on the agenda.

ENGINEER REPORT: Wayne Roorda of Bach Associates provided a written report which has been filed in the appropriate manner, and verbally reported on the following items:

CLEMENTON LIBRARY ROOF REPLACEMENT- Mr. Roorda reported that the contracts were sent out for signature. Mr. Roorda noted that the Borough would provide construction inspection services, and the Bach Associates would provide construction administration services as needed.

NJDOT FY2017 BRAND AVENUE- Mr. Roorda reported that bids had been received for the Brand Avenue project, as well as Phase II of Ohio Avenue. Mr. Roorda stated that it was the recommendation of his office that the Borough award the contract for Phase II of Ohio Avenue, and reject all bids for Brand Avenue to include additional scope. Mr. Roorda stated that the grant was awarded in the amount of \$200,000.00 and it would benefit the Borough to attempt to utilize all available funding.

CAMDEN COUNTY OPEN SPACE ADVISORY COMMITTEE PROGRAM- Mr. Roorda stated that he would be providing a list to Jenai Johnson of all items that are complete and ready for submission for reimbursement.

BARRY PLACE- Discussion occurred regarding the possibility of utilizing Bellmawr shared services for improvements to the roadway. It was noted that drainage issues would need to be addressed at the same location. Robert Freiling was instructed to visit the location and investigate the issue.

ADMINISTRATOR/COUNCIL REPORTS:

Councilwoman Holly Strobl reported that the Borough was working with the Board of Education to implement a suicide awareness program, that would be funded by the Municipal Alliance.

Councilman Jonathan Fisher reported that interviews had occurred for two full time police officers. Councilman Fisher noted that there were still no viable candidates for the Class II position that had been posted. Councilman Fisher stated that there had originally been two possible candidates, and both had withdrawn from consideration for differing reasons. Councilman Fisher inquired about the status of the Princeton Avenue Park playground equipment that had been identified as below the insurance standards during inspection. Robert Frieling, Public Works Supervisor, was in attendance and advised that the slide was scheduled for removal on Thursday. After brief discussion related to the condition of the equipment, it was determined that the removal of the slide would be fast-tracked to the following day.

Councilman Mark Armbruster reported that it was necessary to approve another \$1,000.00 for signage from the Open Space Trust Fund for deterrence of the use of illegal ATV's on the Signal Hill Property. Councilman Armbruster noted that the expenditure of the funds would be contingent upon the approval of the signage by the Chief of Police and Solicitor.

Councilwoman Christine Nucera reported that she did not agree with the photos that were displayed on the door hangers in the area related to the illegal ATV use and the environmental effects. Councilwoman Nucera stated that the comparison on the door hangers depicted two totally different areas. Councilman Armbruster stated that the intent was to show that the use of all-terrain vehicles had detrimental effects on the landscapes of open space areas.

Councilwoman Nucera announced that the Special Events Committee would be hosting an Overdose Awareness ceremony to be held on September 10 at 6pm at Hero's Park. Councilwoman Nucera also noted that there would be a back to school dance on September 15th from 6pm-8pm for grades 6 through 8 at the community center.

Councilwoman Nucera concluded by reporting that the Special Events Committee was in the process of organizing a fall festival on October 7th, as well as the fall clean communities. Further details would be provided at the next meeting.

Councilwoman Meghan Milano stated that she was planning to host a spring senior luncheon and would provide details of the event when they were determined. Councilwoman Milano also stated that a literacy program would be hosted at the Clementon Memorial Library on October 14th from 9am-12pm.

APPROVAL OF MINUTES:

MINUTES OF THE JULY 18, 2017 CAUCUS/COUNCIL MEETING- Councilman Armbruster motioned to approve the minutes as presented, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

APPROVAL OF THE BILL LIST: Councilman Armbruster motioned to approve the bill list upon proper review and certification, seconded by Councilman Shaw and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

ORDINANCES AND RESOLUTIONS:

RESOLUTION R17- 118 AUTHORIZING 2016 TONNAGE GRANT APPLICATION. Mayor Weaver read by title. Councilman Fisher motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-119 AUTHORIZING INTERLOCAL SERVICE AGREEMENT WITH CLEMENTON BOARD OF EDUCATION FOR IT SERVICES. Mayor Weaver read by title. Councilwoman Nucera motioned to approve, seconded by Councilman Fisher and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-120 AUTHORIZING REFUND OF PERMIT FEES TO SOLAR CITY FOR CERTAIN PROPERTIES IN THE BOROUGH OF CLEMENTON. Mayor Weaver read by title. Councilwoman Nucera motioned to approve, seconded by Councilwoman Milano and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-121 AUTHORIZING INTERGOVERNMENTAL TRANSFER OF POLICE OFFICER KRISTOPHER AUSTIN TO THE WINSLOW TOWNSHIP POLICE DEPARTMENT EFFECTIVE SEPTEMBER 13, 2017. Mayor Weaver read by title. Councilman Fisher motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-122 PROCLAIMING SEPTEMBER AS OVARIAN CANCER AWARENESS MONTH. Mayor Weaver read by title. Councilwoman Milano motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-123 AUTHORIZING MAYOR AND MUNICIPAL CLERK TO EXECUTE 2017-2018 MUNICIPAL ALLIANCE AGREEMENT WITH THE COUNTY OF CAMDEN IN CONJUNCTION WITH GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE. Mayor Weaver read by title. Councilwoman Nucera motioned to approve, seconded by Councilman Fisher and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-124 TO CONFIRM CANCELLATION OF PROPERTY TAXES DUE TO 100% DISABLED VETERAN STATUS. Mayor Weaver read by title. Councilman Fisher motioned to approve, seconded by Councilman Shaw and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-125 CONFIRMING EXTENSION OF GRACE PERIOD FOR 3RD QUARTER 2017 TAX PAYMENTS. Mayor Weaver read by title. Councilwoman Milano motioned to approve, seconded by Councilman Shaw and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-126 AUTHORIZING TRANSFER OF PREMIUMS FROM TAX TITLE LIEN TO CURRENT FUND. Mayor Weaver read by title. Councilwoman Milano motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-127 AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE LABOR AGREEMENT BETWEEN THE BOROUGH OF CLEMENTON AND ACTING CHIEF OF POLICE. Mayor Weaver read by title. Councilwoman Milano motioned to approve, seconded by Councilwoman Milano and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

NEW BUSINESS:

Jenai Johnson stated that several items had been addressed previously in the meeting that required formal approval in the form of resolution, and read the following by title:

Resolution R17-128 AUTHORIZING EXPENDITURE OF NOT TO EXCEED \$1,000.00 OF OPEN SPACE TRUST FUNDS FOR PURCHASE OF ATV PROHIBITION SIGNAGE AT SIGNAL HILL, UPON APPROVAL OF LANGUAGE BY SOLICITOR AND CHIEF OF POLICE. Councilwoman Nucera motioned to approve, seconded by Councilman Armbruster and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-129 AUTHORIZING AWARD OF CONTRACT TO GAMBALE CONCRETE FOR THE RECONSTRUCTION OF OHIO AVENUE PHASE II IN THE AMOUNT OF \$152,632.50. Councilwoman Milano motioned to approve, seconded by Councilman Armbruster and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

RESOLUTION R17-130 REJECTING ALL BIDS TO INCREASE SCOPE FOR RECONSTRUCTION OF BRAND AVENUE. Councilman Fisher motioned to approve, seconded by Councilman Shaw and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

Councilman Fisher stated that the campfire event, which was held at the Daniel Dougherty Sports Complex, was successful and a fun night which served attendees smores. Councilman Fisher stated that he wished that many of the Borough hosted events would draw a larger attendance.

Councilman Fisher reported that he had been made aware of a resident complaint about dogs being tied to trees on several properties within the Borough. Councilman Fisher stated that he had spoken to Gene Richards of Code Enforcement, and Melvin Applegate of Public Works, who both indicated that there was no ordinance in place preventing this practice. Councilman Fisher stated that it was his belief that it was a public safety issue and a problem for any first responders who were called to that location. Councilman Fisher stated that the problem was visible at the rehabbed homes near the school.

Councilman Fisher stated that public works would be out repainting cross walks before school returned to session.

PRIVILEGE OF THE FLOOR:

Nick Sappio, 66 Palethorpe Avenue- Mr. Sappio stated that the water quality at his property for the last few months had been horrible, noting that it had an off odor, rust color and had stained appliances in his home. Mr. Sappio stated that it was his belief that the Borough should provide him with bottled water and refund his water bill until the problem was corrected.

David McDonald, 22 Palmetto Avenue- Mr. McDonald stated that he wished to show the governing body photos of the discoloration of water and basin of his bathtub. Mr. McDonald also expressed that the water had a foul odor, and stated that Mr. Sappio's request for bottle water was legitimate.

Mr. Robert Freiling, Public Works Supervisor, was in attendance and stated that the public works department was aware of the water issue and believed that the issue was being experienced in the area where the main came off of Berlin Road behind Clementon Amusement Park. Councilman Armbruster stated that he believed the issue was likely being caused by air filtration from well #9 that was scheduled to be repaired.

David Geist, 20 Palmetto Avenue- Mr. Geist stated that he was disgusted by the water discoloration and was unable to hook up new appliances in fear that they would be damaged with rust stains. Mr. Geist stated that he wished to be reimbursed for paper cups, paper plates and stained fixtures. Mr. Geist reported that rust and sediment were visible in the water.

Councilman Armbruster stated that well #9 was the primary well that pumped water into the system. Councilman Armbruster stated that the Borough was in the process of re-drilling well #9 due to damage, collapse and decay found at the bottom. Councilman Armbruster reported that the Borough previously poured stop gap (concrete) as a temporary fix.

Debbie Brannigan, 20 Hazard Avenue- Ms. Brannigan stated that her toilet bowl had been stained by the water, and clothing items had been ruined. Mayor Weaver stated that it was apparent that many of the residents in attendance had the same concerns and emphasized that the Borough would make resolution of the issue a priority. Councilman Armbruster stated that the Borough would have water testing completed to ensure there were no dangers from the water. It was determined the Robert Freiling would follow up the following day to obtain several samples to submit to a lab for testing to ensure the health and safety of the residents.

David McDonald, 22 Palmetto Avenue- Mr. McDonald stated that he had received something in his mailbox about water testing, and wished to know where the samples for the water testing would be collected. Mr. McDonald stated that he believed the town should deliver bottled water to the affected residents. Mayor Weaver directed the residents in attendance to provide their names and addresses following the meeting, to allow the Borough to contact them to obtain water samples.

Joseph Feldman, Clementon Borough- Mr. Feldman stated that his water was reasonably satisfactory, but believed that all the lines that dead end in the area could be the cause of the discoloration and odor in the water. Mr. Feldman stated that he believed the Borough should consider looping all of the lines in there area to remedy the problem.

Julie Calio, 122 Princeton Avenue- Ms. Calio stated that she had experienced cloudy water on occasion, but that she was in attendance for a different matter. Ms. Calio stated that she had been having a dispute and believed that she was experiencing harassment from a member of the community and was seeking help and advice. Solicitor Botcheos recommended that the matter be addressed through the court system, as the Governing Body was unable to be involved with matters of that nature. Ms. Calio stated that she had been to court and the judge had ordered mediation, but that she believed the program would be unsuccessful. Again the Solicitor advised Ms. Calio that the matter would need to be discussed and addressed within the courts. Ms. Calio stated that she had experienced a separate issue with dogs running loose on Princeton Avenue, and reported that the safety tape had been taken down at the playground on Princeton Avenue.

Sharon Muller, 22 Gibbsboro Road- Ms. Muller stated that she was a resident of Wooster Towers and had noticed that the former post office building had been “tagged” with the phrase “Big Head”. Ms. Muller stated that she believed that the Borough should quickly have the graffiti removed to prevent gang activities.

It was noted that the code enforcement officer would be advised of the concern, and would contact Clementon Lake Park who owned the building.

Ms. Muller continued by reporting that there had been homeless people hanging in the area and had safety concerns. Ms. Muller requested that anti-panhandling signage be posted at Wooster Towers. Acting Chief Charles Grover was in attendance and notified Ms. Muller that he had

already met with the new executive director of the Towers to discuss measures to curtail the issue.

Keith Cybulski, Clementon- Mr. Cybulski stated that he was concerned that the zoning officer had not already visualized and addressed the graffiti on the former post office building. Mr. Cybulski reported that he had noticed the damage around the time of National Night Out. Mr. Cybulski additionally expressed concern related to the increase in taxes to the residents.

EXECUTIVE SESSION:

Councilwoman Nucera motioned to enter executive session at 8:19PM for the following matter:

PENDING LITIGATION- ANTICIPATED DURATION 10 MINUTES

Motion was seconded by Councilman Fisher and hearing none opposed, motion was carried.

Councilman Armbruster motioned to re enter open session at 8:22, seconded by Councilman Fisher and hearing none opposed, motion was carried.

ACTION AS A RESULT OF EXECUTIVE SESSION:

RESOLUTION R17-131A AUTHORIZING MAYOR AND MUNICIPAL CLERK TO EXECUTE SETTLEMENT AGREEMENT BETWEEN THE BOROUGH OF CLEMENTON AND RANDALL FRIELING. Councilman Armbruster motioned to approve, seconded by Councilman Fisher and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Milano; Nucera; Shaw; Strobl.

ADJOURNMENT: Councilwoman Nucera motioned to adjourn at 8:24, seconded by Councilman Armbruster and hearing none opposed, meeting was adjourned.

RESPECTFULLY SUBMITTED,



Jenai L. Johnson,
Municipal Clerk/Administrator