

Shamong, New Jersey 08088

September 6, 2011

The Shamong Township Committee held a Committee Meeting on the above date at the Municipal Building.

Mayor Shevelew called the meeting to order at approximately 7:30 p.m.

The Clerk stated please be advised that proper notice of this meeting has been given in compliance with the Open Public Meetings Act in the following manner. Written notice has been sent to the Burlington County Times and published in the Central Record and posted as required by the Open Public Meetings Act.

The Pledge of Allegiance

Roll Call and)	Mr. Sean Gray	P
Absentees)	Mr. Kenneth Long	P
Noted)	Mr. Martin Mozitis	P
	Mr. Christopher Norman	P
	Mr. Jonathon Shevelew	P

### **PUBLIC COMMENT**

Mayor Shevelew opened the meeting for public comment and Mr. Lampman stated last month he complained about the intersection at Manitoba Trail and nothing has been done. The Administrator said she will have the public works employees look at it and a letter was sent to another resident about his property. There being no other questions, Mayor Shevelew closed the meeting to the public.

### **ITEMS FOR DISCUSSION AND POSSIBLE OFFICIAL ACTION**

**On motion of Committeeman Mozitis, seconded by Committeeman Norman, the minutes of July 5, 2011 regular and special meetings were approved. A roll call vote showed Committeemen Mozitis, Norman, and Shevelew voting yes, Committeemen Long and Gray abstaining.**

**On motion of Committeeman Mozitis, seconded by Committeeman Norman, the minutes of July 13, 2011 were approved. A roll call vote showed Committeemen Mozitis, Norman, and Shevelew voting yes, Committeemen Long and Gray abstaining.**

**On motion of Committeeman Mozitis, seconded by Committeeman Long, the minutes of August 2, 2011 were approved. A roll call vote showed Committeemen Mozitis, Long, and Shevelew voting yes, Committeemen Gray and Norman abstaining.**

**Mayor Shevelew read the Proclamation for Constitution Week 2011 in full proclaiming September 17 through 23, 2011 as Constitution Week.**

The recycling coordinator, Ann Moore, presented the CART Program to the Committee. She explained paper tonnage has increased for the townships that use the Carts. The county is offering partial funding to purchase the carts this year but there is no guarantee there will be funding next year and the cart prices increase each year. The Township Solicitor and Township Administer both expressed concern on the future 50% funding of cost by the County. Ann Moore stated there are no guarantees on future funding. After some discussion the Township Committee took no action.

The Administrator reported on the progress of the Municipal Building Roof Project stating there was a leak that has to be corrected and, hopefully, it will be corrected within the next week.

The Administrator reported that Lt. Zito from the Red Lion State Police Barracks stopped in to compliment our Public Works Department and what a fine job they did in helping when State and County were not available. She complemented on how the IMVFC, Office of Emergency Management, Indian Mills Memorial School, and Nutri-Serve all worked together and had things in place if needed. Mr. Gates will have a report but is busy working with FEMA and residents who have issues.

The Administrator and Committee discussed the review of the 2011 Best Practice Worksheet and stated it is available to the public.

The Administrator reported there is a court case pending with Verizon vs. Hopewell, wherein, Verizon is claiming if they do not have over 50% of phone lines in the Township they do not have to pay the taxes. The Administrator wanted to inform the Committee of this since we receive \$39,000 a year in revenue from Verizon.

The Administrator reported Brian Monaghan is waiting for quotes from the non JIF companies. The BURLCOJIF has announced a \$15,000 reduction in premium for the next year, plus, Shamong should get approximately \$10,000 dividend premium. She should have figures for the September 27<sup>th</sup> meeting.

**ORDINANCES**

Mayor Shevelew read Ordinance 2011-8 Rezoning properties at block 23.01, lots 1.01 through 1.08 from "Agricultural Production Area" to "Residential Development 3" on second reading. Mr. Heinold stated these properties are located at the intersection of Old Indian Mills Road and Tuckerton Road and there are existing units of residential within this area. The Pinelands Commission contacted the Township a few months ago and asked if they would review to see if the Agricultural zoning should be changed to Residential. After Planning Board review it was recommended to change the zoning. Mayor Shevelew asked Mr. Heinold how many homes can be built and Mr. Heinold said there would likely be one house. Mayor Shevelew opened the meeting to the public for

comment on this ordinance and Mrs. Cutts wanted to know who proposed this zoning change. Mr. Heinold explained the Pinelands Commission was sued by another property owner who's affected by this restriction so the Pinelands Commission asked the Township to review the zoning and see if it made sense to rezone. Mrs. Cutts was concerned about the farming operation and Mr. Heinold explained the farming operation remains a permitted use. Mr. Kudart said he bought his property ten years ago because of the woods thinking it would stay that way. Mr. Heinold stated that the zoning that is being proposed matches what exists in the area. Mrs. Billmeyer asked if agricultural land is taxed at the different rate as residential and Mr. Heinold said in this instance no. The properties that are being talked about are not farmland qualified because you need a total of 6 acres to qualify for farmland. **The meeting was closed to the public and on motion of Committeeman Norman, seconded by Committeeman Gray; it was moved to adopt Ordinance 2011-8. A roll call vote showed all members present voting yes except Committeeman Long who voted no.**

Mayor Shevelew read by title Ordinance 2011-9 a bond ordinance of the Township of Shamong, County of Burlington, New Jersey, authorizing the acquisition of an F-450 truck, appropriating the sum of \$48,000 therefore; authorizing the issuance of a \$45,600 bonds or notes of the township to finance said improvements; and making certain determinations and covenants and authorizing certain related actions in connection with the foregoing. **On motion of Committeeman Mozitis, seconded by Committeeman Long, a roll call vote showed all members present voting yes.**

### **RESOLUTIONS:**

2011R-109 Shamong Township joining the National Moment of Remembrance of the 10<sup>th</sup> Anniversary of September 11<sup>th</sup> - **On motion of Committeeman Long, seconded by Committeeman Mozitis. A roll call vote showed all members present voting yes.**

2011R-110 Cancelling of outstanding checks. **On motion of Committeeman Norman, seconded by Committeeman Long. A roll call vote showed all members present voting yes.**

2011R-111 Salary resolution - Fire inspector and public works - **On motion of Committeeman Long, seconded by Committeeman Gray. A roll call vote showed all members present voting yes.**

2011R-112 Authorizing the appointment of John Holroyd as Fire Sub Code Official and Fire Inspector. **On motion of Committeeman Mozitis, seconded by Committeeman Norman. A roll call vote showed all members present voting yes.**

2011R-113 Authorizing the cancellation of taxes on block 9.02 lot 17 due to a county appeal judgment in the amount of \$5,952.43. **On motion of Committeeman Norman, seconded by Committeeman Long. A roll call vote showed all members present voting yes, with the exception of Committeeman Gray who abstained.**

2011R-114 Authorizing the submission of the 2012 STASA-Municipal Alliance Grant for the amount of \$18,780.00. **On motion of Committeeman Mozitis, seconded by Committeeman Gray. A roll call vote showed all members present voting yes.**

2011R-115 Preliminary approval of the preservation of farmland. **On motion of Committeeman Mozitis, seconded by Committeeman Long. A roll call vote showed all members present voting yes.**

2011R-116 Authorizing approval of change order for the FY 2009 DOT Trust Fund-Old Indian Mills Road Project Phase I. **On motion of Committeeman Long, seconded by Committeeman Gray. A roll call vote showed all members present voting yes.**

2011R-117 Authorizing approval of change order for the FY 2010 DOT Trust Fund-Old Indian Mills Road Project Phase II. **On motion of Committeeman Norman, seconded by Committeeman Gray. A roll call vote showed all members present voting yes.**

2011R-118 Rejecting all bids for Public Works F-450 Truck. **On motion of Committeeman Gray, seconded by Committeeman Mozitis. A roll call vote showed all members present voting yes.**

#### **BILL LIST-Attached**

**On motion of Committeeman Long, seconded by Committeeman Mozitis. A roll call vote showed all members present voting yes.**

#### **REPORTS**

Township Engineer reports that the first item on his report is on the discretionary aid decisions which the local district has not received any notification on and I assume the Township has not received any notification from DOT on the resubmission for Oak Shade Road. The Saddle Brook Ridge recreation fields the final paperwork is done, we are waiting for them to be signed off on by the contractor who will then submit them to the Township for that final change order and the final payment to that contractor. The tax map revisions are going to be completed to the Tax Assessor and then to the State this month. On the Energy Grant, Greg Sullivan has not heard of award decisions yet and he will continue to follow up on that. On the fuel spill, the Township Attorney has spoken to the owner of the oil company as well as his insurance agent. The insurance agent left me a message while I was on vacation that he would be happy to try and arrange a meeting between my office and the representatives of the insurance company. The Engineer stated he is attempting to set a meeting with the oil company, insurance company and the lead inspector at the site. He will notify the Township Administrator to coordinate with the Township Public Works Director so they can be there as well. On the second phase of the Saddle Brook Ridge recreation fields the good news is that the soil samples came back and the levels are well below any DEP soil contamination levels so the property is safe for children to play on. The bad news is that we met with the Pine Lands Commission and they want the Township to address the storm water impacts that would be the result of the original development of the property back in the time span of

the mid 1990's -1997's. The Pinelands Commission is asking the Township to go back to the preexisting conditions of the property at that point and provide storm water analysis of the simple clearing of the site the construction of the basketball and tennis courts and the existing athletic fields and the existing dirt access drive as the developer was not permitted to construct these time. The Pinelands Commission is requesting this from the Township although the Township did not originally construct them. Mayor Shevelew asks Doug Heinhold what is the townships options on appealing this if we feel that the Pine Lands Commission is being unreasonable, and do we have recourse against the builder. The initial costs will be \$5,300 for preparing the initial calculations preparing the preliminary report and meeting with the Pine Lands Commission and attempting to argue our way out of some the requirements they are asking for. The fiscal year 2012 grant applications are due on September 23<sup>rd</sup>. the recommendation is to just resubmit last years applications for Oakshade road. The last item is Manitoba Trail, at the last meeting the Mayor and Committee directed the Township Engineer to take a look at the condition of the road based on a complaint from a resident, Mr. Mannix stated he did look at the road and it does have a significant number of transverse cracks with grass growing in the cracks but does not have a significant number of pot holes in it. Mr. Mannix stated that the road should it be fixed yes, but it is not in dire need of being reconstructed, grass growing in the curb is a property maintenance issue, that should be done by the owners of the properties. Mr. Mannix stated the road is lightly traveled and is not at this time in need of repair.

Township Solicitor reports we have covered everything in the public session that I have worked on this month. The only thing that I have is an executive session item on land acquisition and attorney client privilege.

Township Administrator reported Lt. Zito of the NJSP commended Norman and Gary Welsh of the support provided to them during Hurricane Irene. The Municipal building phone system automated attendant /voice mail computer board had to be replaced due to a leak in the new roof. The municipal building roof project will be completed when the final piece of curbing is received to be placed under an air conditioning unit next week. The Municipal complex well pump got jealous of the roof refurbishment and quit after 32 years of service to the community. Unfortunately the warrantee had expired and a new pump was purchased. The 2010 Clean Communities-Adopt a Road annual report was filed on August 12, 2011. The Jeep Jamboree USA has notified the township of their plans to run the 18<sup>th</sup> annual Pine Barrens Jeep Jamboree on October 27- 29 2011. PSEG has notified the township of their plans to remove all trees within the easement (near Pakenah Trail entrance) and side trim all branches originating outside the easement beginning on or about September 1, 2011. Residents will be notified by tree service prior to work. The Township Administrator stated copies of monthly reports from the Building code office, Court Administrators office and Tax Collectors office and asked if there were any questions or comments related to them. As there were no questions for the Administrator, Mayor Shevelew opened the meeting to Public.

Bill Lampman, Manitoba Trail, disagrees with the Engineer about the need to resurface the road. These cracks will turn into potholes and the grass growing on the curbs make

the street looks like heck. Also why can't the township turn over the recreation fields entirely to the IMAA? The mayor response is that we can't due to the Green Acres funding received to put the fields in. Mr. Lampman feels that if the road department didn't have to take care of the field's maybe they could do more to take care of the roads. As there were no other public comments, Mayor Shevelew closes the meeting to the public.

Mayor Shevelew requested a motion to go into the Executive session to discuss a land acquisition issue and an attorney client privilege. **On Motion of Committeeman Long and seconded by Committeeman Mozitis, with all members present voting yes.**

Mayor Shevelew reconvened the meeting from the Executive Session and stated the Committee has decided to take no official action relative to the executive session and opened the meeting to the public for any questions or comments. Seeing no public the meeting was closed to the public.

Mayor Shevelew requested a Motion to adjourn. **On Motion of Committeeman Long, Seconded by Committeeman Mozitis, with all members present voting yes.**

Attest:

Susan D. Onorato  
Municipal Clerk