

TOWNSHIP OF MOORESTOWN
TOWNSHIP COUNCIL
OFFICIAL ACTION MEETING

May 13, 2024

(This meeting was held in-person and virtually/telephonically)

The Regular Meeting of the Moorestown Township Council was called to order by Mayor Gillespie at 7:04 p.m. at Town Hall, Council Chamber, 111 West Second Street, Moorestown. Attendance was as follows:

Nicole Gillespie, Mayor
Quinton Law, Deputy Mayor
Christopher Keating, Councilmember
Sue Mammarella, Councilmember
David Zipin, Councilmember (absent)

Kevin E. Aberant, Township Manager
Patricia L. Hunt, Township Clerk
Douglas L. Heinold, Township Attorney

CALL TO ORDER: At 7:04 p.m., Mayor Gillespie read the Open Public Meetings Act statement in full, as printed on the agenda.

MAYOR'S STATEMENT

"Notice of this meeting has been provided in accordance with the Open Public Meetings Act" by:

1. Posting a copy of the agenda on the bulletin board at the Municipal Complex.
2. Filing a copy of the agenda in the office of the Township Clerk at the Municipal Complex.
3. Emailing a copy of the agenda to the Burlington County Times and Courier Post.
4. Forwarding written notice to each person who has requested copies of the regular meeting schedule.

All of the above posting, filing and mailing have taken place on May 10, 2024.

MOMENT OF SILENCE AND FLAG SALUTE: The Official Action meeting began with a moment of silence and flag salute.

ROLL CALL: Mayor Gillespie took roll call; Mr. Zipin was absent.

PROCLAMATIONS & PRESENTATIONS: None.

DISCUSSION: Reports from Council:

Ms. Mammarella advised that Sustainable Moorestown met. There is an open seat on the committee and there are two people that would like to get involved. She advised that the committee will have a table at Mooretown Day. She advised that Mr. Hess extends his appreciation to Mr. Aberant, the Police Director and Public Works Director, noting that the fleet documents contained in the progress reports sent to the State looked very good, mostly due to the hybrid vehicles.

Mr. Keating wished a Happy Mother's Day. He advised that the Planning Board learned about Parky's ("an incredible entertainment center for children, adults and dining" anticipated to

open next year at the mall that is affordable for families to enjoy). He announced that Porchfest is this Saturday and encouraged the public to engage in the event. He advised on how to get more information.

Mr. Law thanked Mr. Aberant and staff for presenting a budget representing no tax increase. He advised that the Tree Planting and Preservation Committee meets tomorrow. The Pride Flag Raising Event is on June 5 at Town Hall. The Better Together Advisory Committee is planning the Juneteenth celebration. He also advised that the committee is working with Director Riley for Moorestown's first Annual First Night Out event in August. Mr. Law advised that a meeting regarding Lenola Rehabilitation was held. A few business owners attended. I thought it was the start of a great dialogue. Mr. Law advised that the Township received 550 responses to its cyclist traffic safety survey. He advised that there is work to do.

Mayor Gillespie advised that the Environmental Advisory Committee meets this week; it is reviewing ordinances. She advised that the Township's first-ever Porchfest will kick off at noon at Perkins Center for the Arts. She thanked the organizers; Jazz Night is coming up; the Rotary performed a lot of clean-up work at Fullerton Park. She thanked those involved; the wellness fair is this weekend; the town-wide yard sale was held. Mayor Gillespie advised that discussion concerning the adoption of a historic preservation ordinance will begin with a meeting on May 29 at a public workshop meeting. The ordinance will propose to preserve downtown and Main Street. She felt that lots of good things were happening.

Upcoming Meeting(s): Mayor Gillespie read the upcoming meetings aloud.
May 20, 2024 – 7:00 p.m. (Official Action)
June 10, 2024 – 7:00 p.m. (Official Action)

Agenda Updates: None.

Adopting Consent Agenda Resolution No. CA 05 13 2024: Mayor Gillespie asked for a motion to adopt the Consent Agenda.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Law
ABSENT: Mr. Zipin
VOTE: All in favor

RESOLUTION APPROVING CONSENT AGENDA CA 05 13 2024

WHEREAS, Consent Agendas include routine items of business which are not controversial; do not require individual discussion; and are voted upon as one item by the Governing Body; and

WHEREAS, any item may be removed from the Consent Agenda by the request of any Council Member; and

WHEREAS, if so removed, said item(s) will be treated as a separate matter(s); and

WHEREAS, the Township Council has reviewed the Consent Agenda and determined that the matters listed are matters, which require official action; but do not require further deliberation or discussion.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, that it hereby:

- x a. Approves the Consent Agenda as written on the agenda.
 b. Approves the Consent Agenda as written with the exception of the following:
 c. Requests that all matters on the Consent Agenda be handled separately.

Draft Ordinance: Amending Chapter 180 Entitled “Zoning” to Amend the Regulation of Breweries, Distilleries and Winery Salesroom: Mr. Aberant provided background on the suggested amendment. Mayor Gillespie thought the amendment was reasonable.

MANAGER’S REPORT: Mr. Aberant reported:

- The County contractor for the Lenola Streetscape will be returning this week to redo the milling and paving that was previously done, but that had problems. The matter has been in dispute but the work will be moving forward.
- The County is installing ADA curb ramps on Hartford Road.
- Staff will receive bids for the street overlay project on June 5; work will begin in July.
- Budget introduction is scheduled for May 20 and adoption on June 24. Mayor Gillespie asked that Council get any questions it has to the Township Manager.

ORDINANCES ON SECOND READING: The Township Manager read Ordinance 12-2024 by title. Mr. Aberant gave a brief explanation.

**12-2024 AMENDING THE CODE OF THE TOWNSHIP OF MOORESTOWN
BY REPEALING CHAPTER 83 – FLOOD DAMAGE PREVENTION IN ITS
ENTIRETY AND REPLACING IT WITH “FLOODPLAIN MANAGEMENT”**

Mayor Gillespie opened the public hearing. There were no comments.

Mayor Gillespie asked for a motion to close the public hearing.

MOTIONED BY: Mr. Keating
SECONDED BY: Ms. Mammarella
ABSENT: Mr. Zipin
VOTE: All in favor

Mayor Gillespie asked for discussion by Council. There was none.

Mayor Gillespie asked for a motion to adopt the ordinance on second reading.

MOTIONED BY: Mr. Keating
SECONDED BY: Mr. Law
ABSENT: Mr. Zipin
ROLL CALL VOTE: All in favor

ORDINANCES ON FIRST READING: The Township Manager read Ordinance 13-2024 by title. This is a New Jersey Department of Environmental Protection (NJDEP) directive in connection with the revised stormwater regulations. The NJDEP is also imposing a tree planting and preservation ordinance statewide. The NJDEP reviewed the Township's and has asked for some tweaking. He noted that there is an exception for residential properties under a half acre.

13-2024 AMENDING CHAPTER 160 ENTITLED "PRESERVATION AND RESTORATION OF EXISTING VEGETATION" OF THE CODE OF THE TOWNSHIP OF MOORESTOWN TO MAKE THE ORDINANCE LANGUAGE CONSISTENT WITH STATE REQUIREMENTS

Mayor Gillespie asked for discussion or a motion to introduce the ordinance on first reading and set the public hearing date for June 10, 2024 at 7:00 p.m.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Keating
ABSENT: Mr. Zipin
ROLL CALL VOTE: All in favor

CONSENT AGENDA RESOLUTIONS: The Township Manager read the consent agenda resolutions by title.

113-2024 AMENDING RESOLUTION NO. 55-2024 AUTHORIZING THE CLOSING OF ROADS IN MOORESTOWN FOR COMMUNITY EVENTS

114-2024 AMENDING RESOLUTION NO. 81-2024 APPROVING A COMMUNITY EVENT AND SPECIAL ALCOHOLIC BEVERAGE PERMIT APPLICATION FOR "AUTUMN IN MOORESTOWN" ON MAIN STREET (BETWEEN CHURCH STREET AND CHESTER AVENUE) SPONSORED BY THE MOORESTOWN BUSINESS ASSOCIATION

115-2024 A RESOLUTION AMENDING AND SUPPLEMENTING THE 2024 TEMPORARY BUDGET

116-2024 AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE AFFORDABLE HOUSING TRUST FUND FOR SERVICES RECEIVED IN CONNECTION WITH THE DEVELOPMENT AND IMPLEMENTATION OF A HOUSING PLAN FOR MOORESTOWN TOWNSHIP, BURLINGTON COUNTY (SURENIAN)

117-2024 AUTHORIZING A RELEASE OF PERFORMANCE GUARANTEE FOR ELECTRO MAGNETIC PRODUCTS, INC. 355 CRIDER AVENUE

(BLOCK 701, LOT 32) VARIANCE / SITE PLAN APPROVAL

118-2024 APPOINTING A MUNICIPAL HOUSING LIAISON FOR THE ADMINISTRATION OF MOORESTOWN'S AFFORDABLE HOUSING PROGRAM

119-2024 AUTHORIZING THE TAX COLLECTOR TO REFUND TAXES DUE TO DUPLICATE PAYMENTS MADE BY HOMEOWNERS OR A TITLE COMPANY AND THE MORTGAGE COMPANY

Mayor Gillespie opened the floor to the public. There were no comments.

Mayor Gillespie asked for discussion by Council. There was none.

Mayor Gillespie asked for a motion to adopt the resolutions.

MOTIONED BY: Mr. Law
SECONDED BY: Ms. Mammarella
ABSENT: Mr. Zipin
ROLL CALL VOTE: All in favor

MINUTES: None.

APPROVAL OF EXPENDITURES: Mayor Gillespie asked for comment or a motion to approve the bill lists.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Law
ABSENT: Mr. Zipin
ROLL CALL VOTE: All in favor

COMMENTS FROM THE PUBLIC (Items listed on and/or off the Agenda):

Kate Wilson, 2 Split Rock Place, thanked Mr. Aberant for his thoroughness on the budget (without a CFO). She asked when his dual position is up. Mr. Aberant advised that an offer of employment has been made – start date early July.

Greg Newcomer, 235 Fellowship Road, expressed his appreciation for the discussion on improvements to the tennis courts and the material to be used. He advised of a product that can be used on the basketball court noting it is the same material that was used for the repair of the collapse of I95. He advised of solar lighting and its great advancements. He advised of where large projects are now using solar light. He asked, as he has in the past, that the solar panels on Town Hall be fixed and used. He asked if an electric charging station is in the budget; Mr. Aberant advised, not at this time. Mr. Newcomer inquired about Community Sober Living Residences. Mr. Heinold answered his questions.

John Gibson, 306 East Central Avenue, Chairman of the Tree Planting and Preservation Committee, advised that he was shocked to hear of the amendment to the tree ordinance. He

requested a copy of what was received by the Township from the NJDEP. Mr. Aberant advised that the NJDEP advised the Township Engineer in a conversation that our ordinance does not meet the minimum standards. Mr. Heinold advised that the Township has a substantial ordinance in place; the NJDEP said our exemption was too broad. Mr. Aberant advised that the current ordinance exempts single-family homes; they are no longer exempt. Discussion was held. Mr. Gibson was advised that the NJDEP provided a copy of its model ordinance; this stems from the stormwater regulations. Mayor Gillespie noted that it will help to maintain the tree inventory in Moorestown.

There being no further comment, the floor was closed.

CLOSING COMMENTS BY COUNCIL:

Ms. Mammarella thanked all for their participation. She apologized for missing tree pruning this week. She asked the public to attend the May 29 public information meeting regarding historic preservation. She advised that the Green Team has been working on EV charging stations.

Mr. Keating thanked Mr. Aberant for his work on the budget. He complimented all that the committees do and thanked them.

Mr. Law also thanked Mr. Aberant for the budget he has proposed. He noted his support for the tree ordinance amendment. He advised that he heard that since the work on Camden Avenue, more residents and people from Maple Shade have been walking to Rita's Water Ice. Mr. Law thanked Director Riley noting that police enforcement has been increased and community policing has been great.

Mayor Gillespie thanked Mr. Aberant for the budget. She advised that May 27 is the Memorial Day Ceremony; she invited all out noting it is a time to remember those that have died for our freedom.

CLOSED SESSION (IF NECESSARY) (RESOLUTION NO. CS 05 13 2024): None.

ADJOURNMENT: At 7:54 p.m., there being no further business, a motion was made to adjourn.

MOTIONED BY:	Ms. Mammarella
SECONDED BY:	Mr. Keating
ABSENT:	Mr. Zipin
VOTE:	All in favor

PATRICIA L. HUNT, RMC
Township Clerk