

TOWNSHIP OF MOORESTOWN
TOWNSHIP COUNCIL
OFFICIAL ACTION MEETING

February 12, 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 7:00 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

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

CALL TO ORDER: At 7:00 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 February 9, 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; all were present.

PROCLAMATIONS & PRESENTATIONS: Proclamation- Random Acts of Kindness: Ms. Mammarella presented the following proclamation. Holly Myers was present to accept the proclamation. Ms. Mammarella thanked Ms. Myers for bringing this before Council each year. Ms. Myers expressed her appreciation to Council. Ms. Myers advised that there is an urgent need for blood; a drive will be held on Wednesday at the Lenola Firehouse. She also advised that February is also Black History Month; she encourage all to read about our history; she also recommended watching the movie Killers of the Flower Moon. Ms. Myers had positive message postcards; she explained how they came about and left some for the public to take and hand out. Mayor Gillespie expressed her appreciation for Ms. Myers.

PROCLAMATION

WHEREAS, The Random Acts of Kindness Foundation recognizes Saturday, February 17th as Kindness Day in 2024 and February 11th thru 17th as Kindness Week; and

WHEREAS, this year marks the 29th year that Moorestown, as a community, is acknowledging the profound, life enhancing role that kindness plays in our lives, including kindness to ourselves, each other and our Earth; and

WHEREAS, one of our highest goals in Moorestown is to build and maintain a welcoming, fair, and just community, for all who live in, work in, and visit our town; and

WHEREAS, kindness in the form of neighborliness and respect, produces a peaceful community that is a desirable place to live and learn, meet and greet, work and play, shop and dine; and

WHEREAS, kindness supports an environment where people can respectfully collaborate, discuss differences, and handle conflict with positive outcomes, strengthening unity throughout our town; and

WHEREAS, February is also Black History Month and knowing our full history can help us understand how we have arrived where we are and thus help build bridges of understanding.

NOW THEREFORE, The Township Council of the Township of Moorestown, in the County of Burlington, State of New Jersey, hereby proclaim the year, 2024

**As a Year in Which We Continue to
Deepen and Expand the Power of Kindness**

And urge each one of us to educate ourselves, work toward bettering our community and contribute to spreading kindness whenever we can.

Given, under my hand and the Seal of the Township of Moorestown this 12th day of February in the Year Two Thousand Twenty-Four. Nicole Gillespie, Mayor

Proclamation-Thomas J. Merchel's Retirement (Presented 1/25/2024): Mayor Gillespie advised that this proclamation was presented to Mr. Merchel on January 25, 2024. She complimented Mr. Merchel and noted it was sad to see him go.

PROCLAMATION

Whereas, the Township of Moorestown is renowned for its stability and excellence in its financial standing; and

Whereas, such a standing could not be achieved without a leader of notable management skills and one who is exceedingly proficient in their field; and

Whereas, Thomas J. Merchel has served as Chief Finance Officer for the Township of Moorestown between years of 1998 and 2024; and

Whereas, over his tenure, Thomas J. Merchel has guided numerous governing bodies through the municipal budget process and, under his leadership, has led each governing body into making decisions that have resulted in the Township's financially-sound stature; and

Whereas, it is because of Thomas J. Merchel's mastery of his field that the Township of Moorestown has an esteemed reputation for its "Aaa" bond rating, the highest attainable rating, one of which only a handful of municipalities in New Jersey hold; and

Whereas, Thomas J. Merchel's leadership and excellence in finance and management have played an essential role in the wellbeing of the community; and

Whereas, Thomas J. Merchel has served the Township of Moorestown with honesty and integrity and has always placed the health, safety and welfare of the Township as the highest priority; and

Whereas, Thomas J. Merchel is not only respected by the residents of the Township of Moorestown, but he is highly regarded by his colleagues for his work, leadership, and involvement in various civic and educational organizations; and

Whereas, Thomas J. Merchel has endeavored, throughout his tenure, to build relationships and working partnerships with the governmental, professional and business communities.

Whereas, Thomas J. Merchel has announced his retirement effective January 30, 2024.

Now, Therefore, Be It Proclaimed, on this 25th day of January 2024, by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, that:

THOMAS J. MERCHEL

shall be regarded as serving the Township of Moorestown with distinction, honesty and integrity.

Given under my hand and seal of the Township of Moorestown this 25th day of January the Year of our Lord, Two Thousand Twenty-Four. Nicole Gillespie, Mayor

Proclamation- Citizen of the Year 2024, Monique Begg (Presented 2/7/2024): Mayor Gillespie advised that this proclamation was presented on February 7, 2024 at the Citizen of the Year Annual Dinner.

WHEREAS, Monique Begg has been extremely dedicated to the Moorestown community through her leadership and involvement in countless civic activities; and

WHEREAS, Monique Begg has given freely of her time, expertise and interpersonal skills in order to improve the quality of life in Moorestown and beyond, including leadership and volunteer service in the following community activities, organizations and committees:

- ☞ Founded the Friends Enrichment Program which has supported more than 1,000 scholarships and has created programs such as summer camps, music lessons and other organized activities for over 500 children.
- ☞ The Friends Enrichment Program has raised more than \$400,000 from various fund raisers.
- ☞ Partnered with Moorestown Department of Park and Recreation, Perkins Center for the Arts, Moorestown Library, and other regional organizations to enable children in need of financial assistance to attend extracurricular activities.
- ☞ 2015 recipient of the Community Service Award of the NAACP, Southern Burlington County New Jersey.

WHEREAS, these are only a sample of the many accomplishments and remarkable humanitarian efforts of Monique Begg, as she has spent years volunteering for and supporting many of the civic and cultural activities that benefit Moorestown and others.

NOW, THEREFORE, I, Nicole Gillespie, Mayor of the Township of Moorestown in the County of Burlington, State of New Jersey, do hereby proclaim:

**FEBRUARY 7, 2024 AS CITIZEN OF THE YEAR DAY
HONORING MONIQUE BEGG**

and ask that all citizens join me in expressing sincere thanks for the outstanding service Monique Begg has so generously given to our community and offering congratulations and best wishes to her for continued success in all of her future activities.

Given, under my hand and the Seal of the Township of Moorestown this 7th day of February, Two Thousand Twenty-Four. Nicole Gillespie, Mayor

DISCUSSION:

Reports from Council: Ms. Mammarella advised that Sustainable Moorestown completed its survey; the report will be shared with Council. The Appearance Committee will be reviewing the DR Horton application for development on Centerton Road (near the Burlington County Agricultural Center). Ms. Mammarella advised that she received the Environmental Resource Inventory (ERI). She complimented the Environmental Advisory Committee and especially Mr. Salvatico and Ms. Ponessa for all the hard work in completing such a fantastic resource. Ms. Mammarella expressed her appreciation for the upcoming appointment of a Historic Preservation Consultant.

Mr. Keating advised that the Planning Board did not meet last month; it will meet this month. He advised that there are ten towns in the State, including Moorestown, that have been chosen to be part of a pilot program called the Municipal Customer Assistance Program which offers water, sewer and electrical assisted grants to income qualified households experiencing a temporary crisis; for more information, contact the tax collector. Mr. Keating also reported that he is looking forward to working with Council and local law enforcement in putting together a local panel with the Burlington County Prosecutor's Office and the NJ Attorney General's office who is putting together a public forum where residents can connect with those that serve us at every level of the government. Residents can share concerns and learn about initiatives. The first forum will be on March 28. In closing, he advised that he and other members of Council attended the Soup for the Soul event sponsored by the high school students. He expressed his appreciation for the commitment and community spirit. He advised that he and other members of Council attended the Citizen of the Year Dinner. He commended Mrs. Begg and the strong community service in this town.

Mr. Zipin advised that the Open Space Advisory Committee has not met. The Recreation Advisory Committee met twice; Sal Petriello was elected Chairman. He announced upcoming community events to be held.

Mr. Law thanked Holly Myers for her presentation and acts of kindness. He advised that Better Together Advisory Committee discussion was on Black History Month. The library will be hosting a lecture series on the history of Yancy-Adams Park and Westend Community Center, which was the home of the black community center (torn down in the 1970s). He advised of the Lunar New Year events that will be taking place. Mr. Law advised that Police Director Reilly and others are working to organize Moorestown's first ever National Night Out with the police, fire and EMS. He also reported that Director Reilly is stepping up community policing, which has been a success; and he is also progressing with diversity hiring initiatives. Finally, Mr. Law advised that a listening session for Yancy-Adams Park's new design will be held. He encouraged public engagement.

Mayor Gillespie reported that the Environmental Advisory Committee meets on Wednesday and the ERI booklet is complete, and hard copies are available, and it is also online. Mayor Gillespie advised that the Economic Development Advisory Committee held its reorganization meeting. Mayor Gillespie advised that discussion has been held by people in town regarding the need for AEDs at the sports fields. She advised of two incidents that occurred and there is a group of people that will be looking to raise money for the purchase of the units. Recreation Director, Theresa Miller, will be developing an implementation plan. Mayor Gillespie congratulated Mrs. Begg on being selected Citizen of the year. Mayor Gillespie announced that the Fire District election(s) are on Saturday. In closing, she provided an update on the Town Green improvements and what is envisioned.

Upcoming Meeting(s): Mayor Gillespie read the upcoming meetings aloud.
February 26, 2024 – 7:00 p.m. (Official Action)
March 7, 2024 – 7:00 p.m. (Official Action)

Agenda Updates: Mayor Gillespie asked for a motion to amend Resolution No. CS 02 12 2024 to include a second matter to the closed session concerning Matters Relating to Litigation, Negotiations and the Attorney-Client Privileges.

MOTIONED BY: Mr. Law
SECONDED BY: Mr. Keating
ABSENT: None
VOTE: All in favor

Adopting Consent Agenda Resolution No. CA 02 11 2024: Mayor Gillespie asked for a motion to adopt the Consent Agenda.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Zipin
ABSENT: None
VOTE: All in favor

RESOLUTION APPROVING CONSENT AGENDA CA 02 12 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 Revising Cannabis Business Regulations: Mayor Gillespie advised that Council is in receipt of a draft amending ordinance. Mr. Aberant provided an overview on the revisions. Council reviewed the changes; much discussion was held. Discussion was held on how many retailers were permitted in the SRC zones. In closing, Council agreed no more than a

maximum of two within the SRC 1 and 2 zones combined. Much discussion was held on the opening and closing times. Mr. Heinold advised that surrounding towns are 9 a.m. to 10 p.m. In closing, after much discussion, Council agreed to 10 a.m. to 9 p.m. The ordinance will be introduced at the next meeting.

MANAGER'S REPORT: Mr. Aberant reported:

- The annual tree removal contract is in force. All may see some trees coming down on Main Street across from the Community House. The Township will be reaching out to the property owners in the vicinity.
- There has been some discussion about people hearing noises at night. The matter has been looked into; someone was arrested for fireworks and some kids are putting some together to make a chemical reaction and putting them in the sewer causing a boom, which sound travels. There has been no damage to the infrastructure. The police have been stepping up foot patrols at night (concentrated in the center of town).
- The police are also monitoring an increase in some criminal activity and deploying additional patrols.
- Patrolman Hughes has retired; there are two new hires; and another starting on February 23.
- The agreement in connection with the HEF litigation is being finalized. Mr. Heinold advised that the matter will be discussed in closed session (legalities on conditional use suggestion made) and a draft ordinance may be presented at the next meeting.
- Mr. Polkiewicz is working with a vendor concerning technology upgrades.
- CIS (affordable housing project on Centerton Road) has secured its funding. They are requesting the Township transfer the land to them. Mr. Heinold will be coordinating with their attorney. Mr. Aberant will speak with Mr. Merchel concerning a recommendation on the Township's contribution. Mayor Gillespie noted that Parkers Bend gave the Township the land as well as a financial contribution. Mr. Aberant indicated that the contribution is about the same amount as CIS is looking for.
- The foundation permit has been issued for Pearl (affordable housing project at Moorestown Mall). The subcode officials have reviewed the plans and have made recommendation for changes. The revised plans have not been submitted. Mr. Aberant noted that the developer is not in a huge rush as it has not completed the foundation. Mr. Zipin advised that a parent has approached him, and he asked if that information has been communicated to the public.

Mr. Zipin recused himself. He left the room.

AFFORDABLE HOUSING – RESOLUTIONS: The Township Manager read the resolution by title.

66-2024 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, CGP&H, CLARKE CATON HINTZ)

Mayor Gillespie opened the floor to the public. There was no comment.

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

Mayor Gillespie asked for a motion to adopt the resolution.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Keating
ABSENT: None
RECUSED: Mr. Zipin
ROLL CALL VOTE: All in favor

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

MOTIONED BY: Mr. Law
SECONDED BY: Ms. Mammarella
ABSENT: None
RECUSED: Mr. Zipin
ROLL CALL VOTE: All in favor

Mr. Zipin returned to dais.

NON-CONSENT AGENDA RESOLUTIONS: The Township Manager read Resolution 64-2024 by title. Mr. Aberant advised that the temporary capital budget needs to be adopted prior to the two ordinances that are on second reading.

64-2024 ADOPTING A TEMPORARY CAPITAL BUDGET FOR 2024

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 resolution.

MOTIONED BY: Mr. Zipin
SECONDED BY: Mr. Law
ABSENT: None
ROLL CALL VOTE: All in favor

The Township Manager read Resolution 73-2024 by title. Mr. Aberant provided a brief explanation. He advised that this is a request of the County as it has determined this to be an area of concern, and it will be creating a traffic circle (eliminating the intersection). He advised that the proposal has been the subject of virtual public meetings; there was some positive feedback. He did not recall any strong opposition. Mr. Heinold encouraged adoption to avoid liability litigation.

**73-2024 SUPPORTING THE COUNTY OF BURLINGTON'S
PREFERRED ALTERNATIVE FOR THE INTERSECTION
IMPROVEMENTS FOR CR 614 TOM BROWN ROAD, CR 603
RIVERTON ROAD, AND NEW ALBANY ROAD**

Mayor Gillespie opened the floor to the public. Pete Miller, 518 Devon Road, encouraged Council discussion. He felt there were alternatives such as flashing stop signs. He provided other suggestions noting that there needs to be local input. He suggested a pause on the matter in order to get local input and involvement from the residents. Mr. Aberant advised that the County held two public meetings. The County demonstrated how these roundabouts have been implemented and the County has found them to be successful. Discussion was held. Mr. Law asked that speed reductions on other County roads be looked at.

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

Mayor Gillespie asked for a motion to adopt the resolution.

MOTIONED BY: Mr. Keating
SECONDED BY: Ms. Mammarella
ABSENT: None
ROLL CALL VOTE: All in favor

ORDINANCES ON SECOND READING: The Township Manager read Ordinance 1-2024 by title.

**1-2024 AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN,
COUNTY OF BURLINGTON, NEW JERSEY APPROPRIATING \$1,325,000
AND AUTHORIZING THE ISSUANCE OF \$1,275,000 IN BONDS OR
NOTES OF THE TOWNSHIP TO BE USED FOR THE DRILLING AND
DEVELOPMENT OF WELL #10, TOGETHER WITH ALL RELATED
EXPENSES**

Mayor Gillespie opened the public hearing. Greg Newcomer, 235 Fellowship Road, asked for clarification of location; same was given (Hartford Road). Mr. Aberant advised that Well No. 10 will replace Well No. 8. Water pumped from Well No. 10 will go through the Hartford Road plant.

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

MOTIONED BY: Mr. Zipin
SECONDED BY: Mr. Law
ABSENT: None
VOTE: All in favor

Mayor Gillespie asked for discussion by Council. There were no comments.

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

MOTIONED BY: Mr. Keating
SECONDED BY: Mr. Zipin
ABSENT: None
ROLL CALL VOTE: All in favor

The Township Manager read Ordinance 2-2024 by title.

2-2024 AN ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NO. 21-2023 AS AMENDED AND SUPPLEMENTED BY APPROPRIATING AN ADDITIONAL \$2,030,000 AND AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$1,950,000 IN BONDS OR NOTES OF THE TOWNSHIP TO BE USED FOR UPGRADING THE WASTE WATER TREATMENT PLANT HEADWORKS, TOGETHER WITH ALL RELATED EXPENSES

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

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

MOTIONED BY: Mr. Law
SECONDED BY: Ms. Mammarella
ABSENT: None
VOTE: All in favor

Mayor Gillespie asked for discussion by Council. There were no comments.

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

MOTIONED BY: Mr. Zipin
SECONDED BY: Ms. Mammarella
ABSENT: None
ROLL CALL VOTE: All in favor

ORDINANCES ON FIRST READING: The Township Manager read Ordinance 3-2024 by title.

3-2024 AMENDING THE TOWNSHIP CODE OF THE TOWNSHIP OF MOORESTOWN TO CREATE CHAPTER 142 TO GOVERN LEAD-BASED PAINT INSPECTIONS IN RESIDENTIAL RENTAL DWELLINGS

Mayor Gillespie asked for discussion or a motion to introduce the ordinance on first reading and set the public hearing date for February 26, 2024 at 7:00 p.m.

MOTIONED BY: Mr. Zipin
SECONDED BY: Mr. Law
ABSENT: None
ROLL CALL VOTE: All in favor

NON-CONSENT AGENDA RESOLUTIONS - PUBLIC HEARING: The Township Manager read Resolution No. 69-2024 by title.

69-2024 AUTHORIZING FUNDING IN AN AMOUNT NOT TO EXCEED \$59,000 FROM THE "MOORESTOWN OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND" TO BE USED FOR HISTORIC PRESERVATION CONSULTING SERVICES

Mayor Gillespie opened the public hearing. Harry Mayer, 349 East Second, asked when “historic preservation” became part of the Open Space Trust Fund. He was advised that the use of the fund for historic preservation is permissible; a brief discussion was held. Mr. Mayer stated that the Township has some big purchases coming up and wants to ensure there are funds available for same. Mayor Gillespie advised that seventy-five percent of these monies will be reimbursed through a grant. Mr. Mayer asked that the new Chief Financial Officer be advised of the practice to bond for these monies.

Mayor Gillespie asked for a discussion from Council. Ms. Mammarella felt the funds for this initiative will benefit the town and that most cost will be covered by the grant. She looked forward to the first steps of historic preservation.

Mayor asked for a motion to close the public hearing.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Keating
ABSENT: None
VOTE: All in favor

Mayor asked for a motion to adopt Resolution No. 69-2024.

MOTIONED BY: Ms. Mammarella
SECONDED BY: Mr. Law
ABSENT: None
ROLL CALL VOTE: All in favor

The Township Manager read Resolution No. 72-2024 by title.

72-2024 AUTHORIZING FUNDING IN THE AMOUNT OF \$30,000 FROM THE “MOORESTOWN OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND” TO BE USED FOR ENGINEERING EXPENSES IN CONNECTION WITH THE REPAIR AND RESTORATION OF THE KINGS HIGHWAY DAM LOCATED AT STRAWBRIDGE LAKE

Mayor Gillespie opened the public hearing. Harry Mayer, 349 East Second Street, advised that the open space tax brings in \$450,000 a year and he wants to make sure that every penny helps.

Mayor Gillespie asked for a discussion from Council. There was none.

Mayor asked for a motion to close the public hearing.

MOTIONED BY: Mr. Zipin
SECONDED BY: Mr. Law
ABSENT: None
VOTE: All in favor

Mayor asked for a motion to adopt Resolution No. 72-2024.

MOTIONED BY: Mr. Keating
SECONDED BY: Mr. Law
ABSENT: None
ROLL CALL VOTE: All in favor

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

53-2024 AUTHORIZING A DISABLED VETERAN’S TAX EXEMPTION FOR 113 COUNTRY CLUB DRIVE

54-2024 AUTHORIZING THE TAX COLLECTOR TO CANCEL AND REFUND 1ST (PARTIAL) QUARTER PROPERTY TAXES AND CANCEL 2ND, 3RD AND 4TH QUARTER PROPERTY TAXES FOR A SURVIVING SPOUSE OF A TOTALLY DISABLED VETERAN EXEMPTION (626 NORTH LENOLA ROAD)

55-2024 AUTHORIZING THE CLOSING OF ROADS IN MOORESTOWN FOR COMMUNITY EVENTS

57-2024 AUTHORIZING THE CANCELLATION OF WATER CHARGES DUE TO A MISREAD OR AN OVERESTIMATE

65-2024 AWARDING A THREE-YEAR CONTRACT TO L&S CONTRACTING, INC. FOR COMPOST FACILITY MANAGEMENT SERVICES AT MOORESTOWN TOWNSHIP'S COMPOST FACILITY LOCATED ON CREEK ROAD IN THE TOTAL ANNUAL AMOUNT OF \$54,869

67-2024 APPROVING A COMMUNITY EVENT AND SPECIAL ALCOHOLIC BEVERAGE PERMIT APPLICATION FOR PADDLEBOARD KAYAK RACE | FESTIVAL AT STRAWBRIDGE LAKE PARK SPONSORED BY THE STRAWBRIDGE LAKE BEAUTIFICATION COMMITTEE, INC.

68-2024 AMENDING RESOLUTION NO. 51-2024 SIGNATORIES ON TOWNSHIP CHECKS

70-2024 AWARDING A CONTRACT TO ARCHITECTURAL HERITAGE CONSULTANTS, LLC IN THE AMOUNT OF \$59,000 FOR HISTORIC PRESERVATION CONSULTING SERVICES

71-2024 APPOINTING KATHY ROSMANDO AS CERTIFYING FINANCE OFFICER

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

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

Mayor Gillespie asked for a motion to adopt the resolutions.

MOTIONED BY: Mr. Zipin
SECONDED BY: Ms. Mammarella
ABSENT: None
ROLL CALL VOTE: All in favor

MINUTES: None

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

MOTIONED BY: Mr. Zipin
SECONDED BY: Mr. Keating
ABSENT: None
ROLL CALL VOTE: All in favor

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

Barbara Rich, 37 East Central Avenue, thanked Council for mentioning the ERI document that has been completed (required to be completed every ten years. She thanked all the volunteers involved with putting the document together (1000s of hours involved) and the Delaware Valley Regional Planning Commission. Mayor Gillespie acknowledged the tremendous amount of work and volume of information. She expressed her sincere appreciation to the volunteers.

Greg Newcomer, 235 Fellowship Road, spoke highly of Monique Begg, her involvement with the community and all she does. Mr. Newcomer asked if there was any progress on the solar on the roof that feeds the boiler. Mr. Aberant advised that he will check; he had not heard back from the Director of Public Works. Mr. Newcomer advised that there was an old plan for the Town Green (after the library was demolished) that included a stage; he asked Council to look at those old plans. He thanked Council for its service.

Harry Mayer, 349 East Second Street, asked if the solar on the roof ever worked. Mr. Aberant said no, he did not think it was ever connected.

Kathy Sutherland, 417 North Church Street, complimented Mrs. Begg for her works; she said she misses her at Council meetings. She thanked Council for its service. Discussion was held on Community Options. Mayor Gillespie advised that an ordinance will be introduced at the next meeting to permit the use of Community Sober Living Residences (CSLRs) as a conditional use. She felt that the residents' concerns had been addressed. She asked if there was any update concerning the Nagle tract lawsuit. She was advised that the Judge will hear the case in March. Ms. Sutherland asked that the issue with kids riding scooters and electric bikes in the streets and on the sidewalks, with no helmets, be addressed as it is only a matter of time before something happens. Mayor Gillespie advised that Mr. Law is working on a pedestrian, bicycle and vehicle safety task force. Also, the police department will be made aware of her concerns.

Ms. Sutherland expressed dislike for roundabouts. She expressed her dismay and said that Yancy-Admas Park now has more lights than Memorial Park. She expressed a concern with the area becoming a hangout. She suggested a crosswalk on North Church Street to get over to the park. Mayor Gillespie advised the plans for the park have not been finalized. The suggestion of a crosswalk will be raised with the County. Mayor Gillespie advised that flyers regarding the park will be hand delivered to everyone in the area.

Emily Dragon 547 Eaglebrook Drive, asked for clarification on the CSLRs being defined as a conditional use. Mr. Heinold provided a lengthy explanation. Mayor Gillespie advised that a draft ordinance will be in the next agenda packet. Discussion ensued.

Michael Warrington 117 Country Club Drive, inquired about the orange bollards that were installed on Kings Highway by the water treatment plant. Mayor Gillespie advised that the Township installed them with the County's consent as a long-term temporary measure. She advised that when the dam is replaced, a more permanent solution, such as a walkway over the dam, will be constructed. Mr. Warrington expressed his support and appreciation for what has been done.

There being no further comment, the floor was closed.

CLOSING COMMENTS BY COUNCIL:

Mr. Zipin reminded all about the Kayak race on June 8.

Ms. Mammarella expressed her appreciation for the ERI document noting it is an amazing document. She advised that Mr. Warrington will be attending the next Sustainable Moorestown meeting regarding bicycle safety. She advised that cannabis has been a moving target since 2021, and Council is still listening to the public's concerns and tweaking the ordinance as needed (as things evolve).

Mr. Law thanked Mr. Warrington for his work in presenting on paper streets in Moorestown. He advised that they have been working on a pedestrian, bicycle and vehicle traffic safety task force. He also thanked the Environmental Advisory Committee for its work on the ERI document noting it is a very impressive document with so much information. He thanked Mr. Aberant and Director Reilly for the night patrol in Lenola. He expressed his appreciation for the discussion on cannabis and felt as though all are heading to compromise.

Mayor Gillespie thanked all for coming out and for the work by the Environmental Advisory Committee on the ERI document; she encouraged all to check it out.

CLOSED SESSION (IF NECESSARY) (RESOLUTION NO. CS 02 12 2024):
Standard Resolution to Enter into Closed Session – Two Matters Relating to Litigation, Negotiations and the Attorney-Client Privileges (Tax Appeal).

Mayor Gillespie asked for a motion to adopt Resolution CS 02 12 2024, as amended, Authorizing Closed Session for purposes of discussing two matters relating to Litigation, Negotiations and the Attorney-Client Privileges (Tax Appeal)

MOTIONED BY: Mr. Zipin
SECONDED BY: Mr. Law
ABSENT: None
ROLL CALL VOTE: All in favor

**RESOLUTION NO. TCOA CS 02 12 2024
AUTHORIZING CLOSED SESSION**

WHEREAS, the Township Council of the Township of Moorestown is subject to certain requirements of the Open Public Meetings Act, N.J. S. A. 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A 10:4-12, provides that a Closed Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Township Council of the Township of Moorestown to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

_____(1) *Matters Required by Law to be Confidential:* Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

_____(2) *Matters Where the Release of Information Would Impair the Right to Receive Funds:* Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____(3) *Matters Involving Individual Privacy:* Any material, the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to, information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

_____(4) *Matters Relating to Collective Bargaining Agreements:* Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

_____(5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

_____(6) *Matters Relating to Public Safety and Property:* Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

 x (7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privileges:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become, a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. (Tax Appeal)

_____ (8) *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

_____ (9) *Matters Relating to Potential Imposition of a Penalty:* Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, assembled in public session, that a Closed Session closed to the public shall be held in the Town Hall, 111 West Second Street, Moorestown, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Council that the public interest will no longer be served by such confidentiality.

Mayor Gillespie advised that there will be no formal action when Council returns to the public; noting, however, all are welcomed to stay.

At 9:18 p.m., Council entered into closed session.

At 10:44 p.m., Council returned to the public meeting. Due to the sensitivity of the matters, Council had nothing to report.

ADJOURNMENT: At 10:45 p.m., there being no further business, a motion was made to adjourn.

MOTIONED BY:	Mr. Zipin
SECONDED BY:	Ms. Mammarella
ABSENT:	None
VOTE:	All in favor

PATRICIA L. HUNT, RMC
Township Clerk