

**BOROUGH OF CLEMENTON  
NOVEMBER 17, 2014  
CAUCUS/COUNCIL MEETING  
OF THE MAYOR AND COUNCIL  
AGENDA**

**OPENING:** Mayor Nicholson called the meeting to order at 7:01PM.

**OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT:** Mayor Nicholson read the following statement, "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 called the roll which resulted in the following members present: Mayor John "Jack" Nicholson, Jr.; Councilman Mark Armbruster; Councilman Jonathan Fisher; Councilwoman Christine Nucera; Councilman Thomas Weaver; Councilman Thomas Williams. Absent: Councilman Thomas Avellino. Also present were Jenai Johnson, Municipal Clerk/Administrator, Wayne Roorda of Bach Associates, and Solicitor George J. Botcheos.

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

**ENGINEER REPORT:** Wayne Roorda of Bach Associates reviewed the written engineer report, which has been placed on file in the appropriate manner, including the following matters:

**Railroad Park-** Mr. Roorda stated that the park benches and trash receptacles remained to be completed, but noted that the irrigation work had been completed. Councilman Fisher stated that he had noticed that there was not a barrier for the mulch behind the benches and requested that Mr. Roorda take a look at that issue. Brief discussion occurred regarding the trees that had been planted and what the plans specified.

**Well #9 Improvements-** Mr. Roorda stated that discussion would occur at the forthcoming engineering committee meeting relating to the feasibility of pursuing water infrastructure improvements, inclusive of well #9 under the Infrastructure Trust Loan Program. Mr. Roorda stated that the approximate construction value of the project was in the \$600,000 ballpark.

**Princeton Avenue Playground Improvements-** Mr. Roorda stated that the project was close to completion, and anticipated possible overages in the project cost. Mr. Roorda stated that he would report further upon that matter at a future meeting.

**Sanitary Sewer Repairs-** Mr. Roorda stated that the contractor would be doing a preinspection, video inspection and cleaning prior to improvements. Mr. Roorda stated that a preconstruction meeting had been held and concerns were vocalized by the Chief of Police relating to detours during the project. Mr. Roorda stated that the road may be possibly reduced to one lane from Wallace to Atlantic, but noted that the contractor anticipated completion within one day.

**DEP Water Permit, Leewood Villages-** Mr. Roorda stated that the DEP had rescinded conditions previously addressed in the Mr. Carmel Application and noted that Lou Schneider, the Water Superintendent, had spoken to DEP. It was noted that the engineer was hopeful that the discussion had resolved the conditions of the DEP. Mr. Roorda stated that once the DEP determined that the application was compliant, the Borough Engineer would need to be provided with a copy of the plans and cost estimate to prepare bond requirements.

**Department of Transportation Local Aid Application-** Mr. Roorda stated that he had been contacted by Jenai Johnson inquiring on behalf of the Borough if it were possible to amend or change the current application submitted. Mr. Roorda stated that the application cannot be supplemented or changed, but noted that the Borough could possibly include Trout Avenue Drainage Improvements in an application for Discretionary Aid. Mr. Roorda stated that the Discretionary Aid applications are ranked and given accordingly. Mr. Roorda noted that applicants were competing with the entire State of New Jersey for Discretionary Aid. Councilman Armbruster suggested that the Borough contact the County of Camden to discuss the possibility of the two entities submitting a joint application for Trout Avenue improvements due to the County owned property around the lake. Mr. Roorda stated that letters of support from the county may assist in discretionary aid applications.

**Daniel Dougherty Soccer Field-** Mr. Roorda stated that survey completion was anticipated shortly.



**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 during the privilege of the floor.

**APPROVAL OF MINUTES:**

MINUTES OF THE OCTOBER 7, 2014 CAUCUS 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; Nucera; Weaver. Abstain: Williams. Absent: Avellino.

MINUTES OF THE OCTOBER 21, 2014 COUNCIL MEETING- Councilwoman Nucera motioned to approve, seconded by Councilman Armbruster and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

**ADMINISTRATOR/COUNCIL REPORTS:**

*Councilman Jonathan Fisher-* Councilman Fisher stated that he had nothing to report aside from the matters listed under executive and New Business.

*Councilman Thomas Weaver-* Councilman Weaver stated that he had nothing to report.

*Councilman Mark Armbruster-* Councilman Armbruster stated that he had nothing to report, but noted that the part time public works employee was working out well. Councilman Armbruster stated the leaf collection has been on time and that the part timers seemed to be attributing to that fact. Councilman Armbruster stated that he had spoken to Bellmawr relating to their supply of shared services for paving in the County of Camden. Councilman Armbruster stated that Mr. Briggs, currently a part time temporary laborer in the Public Works Department, had several licenses that may be beneficial to the Borough in the area of sprinklers, and open the possibility to providing such sprinkler services to other towns. Councilman Armbruster stated that Melvin Applegate would be providing a report for Council to consider at a future meeting. Councilman Armbruster also suggested that the Governing Body consider dividing the Public Works Department, creating a separate parks and playground department, manned by part time seasonal help. This would eliminate the need to utilize outside vendors for maintaining and improving parks and playgrounds.

*Councilwoman Christine Nucera-* Councilwoman Nucera stated that the Tree Lighting Ceremony would be held at Heros Park on November 29<sup>th</sup>, and the Parade would be held on November 30<sup>th</sup>. The parade route was planned to begin at Clementon Park and continue down Berlin Road to Gibbsboro Road, ending at the Community Center.

Councilman Thomas Williams- Councilman Weaver noted that the Planning/Zoning had given approval to Phase I of Leewood.

**ORDINANCES AND RESOLUTIONS:**

***SECOND READING/PUBLIC HEARING***

**ORDINANCE 2014-14** AMENDING AND SUPPLEMENTING CHAPTER 214 OF THE CODE OF THE BOROUGH OF CLEMENTON ENTITLED "PROPERTY MAINTENANCE". Mayor Nicholson read by title and opened the floor to the public. Hearing no comments from the public, the hearing was closed. Councilman Armbruster motioned to approve on second reading, seconded by Councilman Williams and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

**RESOLUTION R14-151** APPROVING AMENDMENT TO SOLID WASTE AND RECYCLING CONTRACT BETWEEN THE BOROUGH OF CLEMENTON AND CENTRAL JERSEY WASTE AND RECYCLING INC.. Mayor Nicholson read by title. Councilman Weaver motioned to approve, seconded by Councilman Armbruster and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.



RESOLUTION R14-152 AUTHORIZING AMENDMENT OF TERMS OF MERCANTILE LICENSE FOR RITUALISTIC TATTOO LOCATED AT 13 GARFIELD AVENUE IN THE BOROUGH OF CLEMENTON. Mayor Nicholson read by title. Councilman Armbruster stated that no hours were designated as acceptable hours of operation within the Code of the Borough of Clementon, and noted that it was his belief that the Mayor and Council had no basis to object to the extension of hours being proposed. Solicitor Botcheos agreed with this assumption. Hearing no further discussion regarding this matter, Councilman Weaver motioned to approve, seconded by Councilman Armbruster and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

RESOLUTION R14-153 AUTHORIZING WAIVER OF INTEREST ON WATER ACCOUNT FOR BLOCK 7, LOT 3.26, OTHERWISE KNOWN AS 17 HARWOOD LANE. Mayor Nicholson read by title. Councilman Weaver motioned to approve, seconded by Councilman Fisher and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

Mayor Nicholson read Resolution R14-154 thru Resolution R14-155:

RESOLUTION R14-154 AUTHORIZING MAYOR AND MUNICIPAL CLERK TO EXECUTE SHARED SERVICE AGREEMENT WITH LINDENWOLD PUBLIC SCHOOL DISTRICT FOR EMERGENCY MANAGEMENT PLANS

RESOLUTION R14-155 AUTHORIZING MAYOR AND MUNICIPAL CLERK TO EXECUTE AGREEMENT WITH PHOENIX ADVISORS LLC TO PROVIDE SEC MCDC INITIATIVE COMPLIANCE SURVEY AGENT SERVICES

Councilwoman Nucera motioned to approve Resolution R14-154 and Resolution R14-155, seconded by Councilman Williams and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

RESOLUTION R14-156 AUTHORIZING TRANSFER OF BUDGET APPROPRIATIONS. Mayor Nicholson read by title. Councilman Weaver motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

Mayor Nicholson read the following resolutions by title:

RESOLUTION R14-157 AUTHORIZING SICK, QUARTERLY AND HEALTH INSURANCE BUY BACK PAYMENTS TO BE INCLUDED IN THE NOVEMBER 20<sup>TH</sup> PAY PERIOD

RESOLUTION R14-158 ALLOWING EMPLOYEES TO WAIVE HEALTH COVERAGE PURSUANT TO P.L. 1995, CHAPTER 259

RESOLUTION R14-160 AUTHORIZING REFUND TO LIENHOLDER FOR BLOCK 55, LOT 6, OTHERWISE KNOWN AS 13 CHESTNUT LANE

RESOLUTION R14-161 TO TRANSFER CERTAIN PREMIUMS FROM TAX. TITLE, LIEN TO CURRENT FUND

RESOLUTION R14-162 AUTHORIZING EXPENDITURE OF OPEN SPACE TRUST FUNDS IN AN AMOUNT NOT TO EXCEED \$2,500 FOR IMPROVEMENTS TO THE DANIEL DOUGHERTY SPORTS COMPLEX CLUBHOUSE BUILDING

Councilwoman Nucera motioned to approve Resolutions R14-157 thru and including Resolution R14-162, seconded by Councilman Williams and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino. Councilman Armbruster abstained on Resolution R14-158.

RESOLUTION R14-163 AUTHORIZING PERSON TO PERSON TRANSFER OF LIQUOR LICENSE 0411-44-003. Mayor Nicholson read by title. Councilman Armbruster motioned to approve, seconded by Councilman Weaver. It was noted that the license being transferred was known as "Clark's Liquors". Hearing no further comments, motion was approved upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

RESOLUTION R14-164 APPROVING ISSUANCE OF MERCANTILE LICENSE TO FRANK CIOCE FOR THE RIGHT SLICE PIZZA LOCATED AT 328 WHITE HORSE PIKE. Mayor Nicholson read by title. Councilman Weaver motioned to approve, seconded by Councilman Williams and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.



### **UNFINISHED BUSINESS:**

There were no comments regarding unfinished business.

### **NEW BUSINESS:**

*DEPARTMENT HEADS MEETING ATTENDANCE/BOROUGH HALL EVENING HOURS:* Councilman Thomas Weaver stated that he had previously suggested that Department Heads be required to attend monthly Caucus meetings. Councilman Weaver stated that he was specifically under the belief that Public Works and Code Enforcement should be represented in the event any discussion occurred regarding issues related to those departments. Councilman Weaver stated that the attendance would allow real time discussions, which may be beneficial to incoming members of Council. Councilman Armbruster stated that requiring the attendance may not be an efficient use of time for the Department Heads, as this would reduce the amount of time spent in the office. Councilman Armbruster suggested that the evening business hours at Borough Hall be moved to Tuesday, to coincide with the Council Meeting Schedule, allowing many departments to be on premises if needed during the meeting. Councilman Armbruster requested that Jenai Johnson research which employees would be affected by the suggested scheduling change and report back to the Governing Body.

*EQUIPMENT IMPROVEMENTS TO THERESA SCHAEFFER PLAYGROUND:* Councilman Fisher stated that the Borough had been actively improving parks and playgrounds, and stated that the Theresa Schaeffer Playground was in much need of improvement. Councilman Fisher stated that he had spoken to several members of Council, who seemed to be in favor of improvements funded by the Open Space Trust Fund. Councilman Armbruster stated that he had directed Councilman Fisher to meet with the vendor, obtain a proposed plan and price for the project. Councilman Fisher requested that approximately 14 park benches be purchased, at an approximate cost of \$7,000.00. Councilman Fisher stated that he would price out the requested purchases/improvements, and provide further information at a later date. Councilman Armbruster stated that he would like to see adult equipment included for physical fitness purposes.

*CAMDEN COUNTY OPEN SPACE FUNDING:* Councilman Weaver stated that the Borough would be applying for Camden County Open Space Funding next year. Councilman Armbruster suggested that the application be submitted for a walkway across the Dam. Discussion occurred regarding the possibility of the County covering the project costs exceeding the \$25,000 grant, based upon the fact that the lake is their property. Councilman Armbruster stated that basic plans had been created years prior.

*LEAGUE OF MUNICIPALITIES CONFERENCE:* Councilman Armbruster stated that he had been contacted by Councilwoman Elect Carol Andrews, with a request to receive reimbursement for hotel accommodations for one night during the League Convention. Councilman Armbruster noted that there were courses offered for newly elected members of council during the convention, and noted that her attendance would provide the Borough with a credit toward the 2015 insurance premium. Councilman Armbruster also noted that the cost incurred would not exceed \$150.00. Councilman Armbruster motioned to authorize reimbursement for the cost of admission and cost of hotel accommodations, in a total amount not to exceed \$200.00, conditioned upon her attendance at the JIF sponsored Elected Official Seminar, seconded by Councilman Weaver and motion was carried upon the call of roll. Ayes: Armbruster; Weaver; Williams. Nays: Fisher; Nucera. Absent: Avellino.

*(MEMORIALIZED BY RESOLUTION R14-165A)*

### **PRIVILEGE OF THE FLOOR:**

Mayor Nicholson opened the floor to the public. Councilman Fisher noted that this was an opportunity for those in attendance to share any thoughts they may have had relating to the improvements under consideration for the Theresa Schaeffer Playground.

*Gwen Cantwell, 168 Niagara Avenue-* Mrs. Cantwell stated that there were many children who utilized the park and many involved neighbors in the area.

*Michael Faulkner, Clementon Borough-* Mr. Faulkner agreed that the neighbors were diligent and would assist with monitoring and maintaining any park improvements approved.



Mayor Nicholson noted that the Governing Body seemed to be in agreement with the improvements, and noted that further information and pricing was necessary prior to making any final decision.

*Christina Frick, Clementon-* Mrs. Frick stated that residents were inquiring about the ATV that was purchased by the Borough to patrol the Signal Hill area and Archery Tract. Councilman Armbruster stated that the patrol staff within the police department was currently below the desired minimum number for staffing the streets. Councilman Armbruster noted that the ATV had been purchased previously for this purpose, and that a resident had offered to patrol on the vehicle. Councilman Armbruster further reported that any officer that would be patrolling on the Polaris would be required to be sent to Connecticut for training, and the Chief had the discretion to order training of any officers. Councilman Williams stated that he would bring the request to the attention of the Chief of Police. Mayor Nicholson recommended that any recurring issues be reported to the Police immediately so that they are aware of nuisances being experienced by residents.

Councilman Armbruster stated that Doreen Closs had attended a prior council meeting and inquired about removal of a large tree in front of her property. Councilman Armbruster stated that the Shade Tree Commission had visited the site and looked at the tree, and determined that it should be removed. Councilman Armbruster further reported that Tom Steinert of the Environmental Commission was working on obtaining quotes for improvements to the Butterfly Garden.

**EXECUTIVE SESSION:**

RESOLUTION R14-159 AUTHORIZING EXECUTIVE SESSION RELATING TO THE FOLLOWING MATTERS:

DISCUSSION REGARDING 2015 APPOINTMENT OF CHIEF FINANCE OFFICER  
DISCUSSION REGARDING CPA CONTRACT NEGOTIATIONS

Councilman Williams motioned to enter executive session at 8:06pm, seconded by Councilman Weaver and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino. It was announced that it was anticipated that closed session would last approximately 30 minutes.

Councilman Armbruster motioned to reenter open session at 9:23PM, seconded by Councilman Weaver and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

**ACTION AS A RESULT OF EXECUTIVE SESSION:**

RESOLUTION R14-165B AUTHORIZING THE FINANCE COMMITTEE TO DETERMINE AN EFFECTIVE DATE FOR PAID LEAVE OF ABSENCE FOR THE CHIEF FINANCE OFFICER.

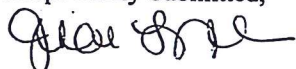
Councilman Armbruster motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

RESOLUTION R14-166 AUTHORIZING ALL SALARIED EMPLOYEES TO FORFEIT 80 HOURS OF ACCRUED PAID TIME OFF, INCLUSIVE OF PERSONAL, VACATION AND COMPENSATORY TIME, TO BE PAID FULL BIWEEKLY SALARY FOR 27<sup>TH</sup> PAYPERIOD IN YEAR 2015. Councilman Armbruster motioned to approve, seconded by Councilwoman Nucera and motion was carried upon the call of roll. Ayes: Armbruster; Fisher; Nucera; Weaver; Williams. Absent: Avellino.

**ADJOURNMENT:**

Councilman Armbruster motioned to adjourn at 9:24PM, seconded by Councilman Weaver and hearing none opposed, motion was carried.

Respectfully Submitted,



Jenai L. Johnson,  
Municipal Clerk/Administrator