

MINUTES
COUNCIL MEETING
MARCH 05, 2008
7:00 p.m.

In compliance with N.J.S.A. 10:4, Open Public Meetings Law, notice was given to two newspapers and posted, that a council meeting of the Mayor and Council was scheduled for Wednesday, March 05, 2008 at 7:00 P.M. The Municipal Clerk took the roll call and showed that all were present. The Engineers Mr. Basehore and Mr. Bach were both present.

A motion was made by Councilwoman Martz to open this portion of the meeting to the public. Councilwoman Whalen seconded. All Council voting aye. The Mayor explained this would be for items on the agenda only, that items other than agenda items would be discussed at the 8:00 PM session. No one spoke from the public. Motion made by Councilman Whalen to close the meeting to the public, seconded by Councilwoman Bonamassa, with all Council voting aye.

A review of the Agenda was done by Mayor and Council for the 8:00 p.m. meeting.

Roundtable Discussion:

Councilman Wilson stated DPW is picking up leave and getting new brushes on the street sweeper. Residents have begun calling in to reserve trucks for spring cleaning of their homes. The DPW assisted in rehanging the water fountain at the rec center.

The Engineer Mr. Basehore spoke that he is getting the application for both parts of the safe routes to school grant to be submitted prior to the deadline of April 18. He inquired with the Clerk if the Clerk would be submitting the Year 30 Designation Form to CDBG. The Clerk confirmed he would. It was confirmed no decision was made yet to move forward with the DOT Project for Madison and Charles Avenues. He stated NJEIT bids were moving forward. The well canvassing was done by DPW Steve Pacella, and on Friday the gas and vapor testing would be completed and all information sent to DEP. He reminded the Clerk to transfer the previous CDBG funds to the Jackson Project.

Councilwoman Martz stated the Construction Official was on vacation and a substitution was in place. The CO is reviewing the town's fee structure to prepare for a revision. He will submit the proposal at the April meeting.

Councilman D'Amico stated the cameras were just about done, and he was working on the Safety Reports.

Councilman DePrince stated the Municipal Alliance Dance is set for April 25 from 7-9:30PM. It would include parents as well being presented with information as well. The sound system was also being worked on for the rec center.

Councilwoman Bonamassa stated Clean Community Day is March 15. The Egg Hunt is set for March 22. There would also be a meeting of the Council Rec Committee prior to the next Council Meeting.

Councilman Whalen stated the State proposal is to cut State funding which amounts to about \$262,000.

The Mayor stated there was a meeting set for Camden County Mayors for this Saturday at Lindenwold Borough Hall to further discuss the State's cut of Aid and to meet with the Legislators. There was also a meeting in Trenton on Thursday.

Motion was made to go into Executive Session (Resolution 2008:47) by Councilwoman Martz, seconded by Councilwoman Bonamassa, with all Council voting aye.

Council left the Room to enter into Executive Session.

Motion was made by Councilman Whalen to come out of Executive Session, seconded by Councilwoman Martz, with all Council voting aye.

The 8:00 Regular Session began.

Motion made by Councilman Whalen, seconded by Councilwoman Martz to open the meeting to the public, all Council voted aye.

The Solicitor explained to the Public that there would be a limit to 2 minutes per person for speaking.

Shelly Wilson stated she has volunteered to manage the Miss Magnolia Pageant. Council thanked her for her time.

Joanne Lang, 221 E. Williams, Barrington spoke of her housing concern since the last council meeting. She was concerned with the deed restriction and how it was removed.

Wendy Brooks, 246 E. Williams, Barrington voiced her objection to the site off Davis Road. She stated Runnemede and Barrington would like to work with Magnolia for using the ground for open space.

Rudy Burhart of 3417 Davis Road spoke of a flooding problem prior to the trees being planted on the site which stopped the flooding. He is opposed if the flooding will begin again.

Joe Opperly of 233 Sunnybrook Road was present. The Solicitor repeated there would be no comments from the Mayor and Council regarding this site since it was before the Planning Board and Barrington had passed a resolution which stated there could be possible litigation.

Steve Kaplan of 510 Center Street, Barrington spoke of a 1950 deed restriction regarding the development of the business center. He commented how there was a buffer zone on the previous deed as a restriction which provided for recreational space. He stated we should be maintaining open space. He wanted to know how long the units could be senior housing, and questioned the new COAH rules. He stated the new traffic study was incorrect.

Jennifer Stuart, 226 E. Williams, Barrington spoke about an ordinance adopted in November 2006 regarding the amendment to the redevelopment plan. Also a resolution from 2006 regarding the PILOT Agreement.

William Anderson of 125 Jefferson, Magnolia stated he had been to Council for a similar site plan situation as these residents present. He realizes the revenue this project will bring and asked Council to act in the same manner as the similar project.

Brian Snyder of 213 E. Williams, Barrington spoke of the FedEx PILOT Program. The Magnolia Police Chief responded regarding FedEx traffic and would be reaching out to Barrington's Police Chief.

Steve O'Brien 320 W. Jackson, Magnolia stated he was opposed to any more rental properties in Magnolia since he is having issues with the one next to him which is low income.

A gentleman from 6 Lees Court, Barrington stated he lived in the new development and had questions regarding the traffic study.

Deb Meeley, 606 Sherwood Road, Magnolia spoke of her concerns of any toxic waste on site and asked that the developer complete the phase II study.

Alex Esposito, 407 Brook Ave., Magnolia spoke of paving and drainage, and how he asked the developer at the planning board meeting about further testing, and how the developer responded that he would depend on his expert's report.

Rudy Burhart spoke again about steam coming out of a culvert.

Motion made by Councilman Wilson, seconded by Councilman Whalen to approve the February 21, 2008 meeting minutes. All Council voted aye.

OLD BUSINESS:

Motion was made by Councilwoman Bonamassa, seconded by Councilman Whalen to open the public hearing for Ordinance 2008:01 the 2008 Index Rate Ordinance allowing the index rate to be raised from 2.5% to the allowable 3.5%. All Council voted aye. No one from the public spoke. Motion made by Councilwoman Bonamassa, seconded by Councilwoman Martz to close the public hearing. All Council voted aye.

Motion made by Councilman Whalen, seconded by Councilwoman Martz to adopt Ordinance 2008:01, with all Council voting aye by roll call vote.

Motion made by Councilwoman Bonamassa, seconded by Councilwoman Martz to table Resolution 2008:48 for the Introduction of the 2008 Budget. The date to table to would be the Special Meeting of March 13, 2008 at 7PM. All Council voted aye.

Motion made by Councilwoman Martz, seconded by Councilwoman Bonamassa to introduce Ordinance 2008:07 to Amend 170-37 Land Use, which would increase the copies of an Application to the Planning Board. All Council vote aye by roll call vote.

Councilman Whalen stated the Treasurer's Report was submitted in writing.

Council agreed there was nothing to add to the previous Roundtable discussion which occurred in the earlier part of the meeting.

Motion made by Councilwoman Bonamassa, seconded by Councilwoman Martz to open the meeting to the public. All Council voted aye.

Peg Millisky of 318 Otterbranch was concerned if there was waste on the future development lands off Davis Road, she stated even if it was open space for recreation there would be an issue with waste if it existed on the site.

Bill Anderson stated there was no difference with this housing application than there was with the Lion's Head application.

Motion made by Councilwoman Bonamassa, seconded by Councilwoman Martz to close the public portion, with all Council voting aye.

Motion made by Councilman D'Amico, seconded by Councilwoman Bonamassa to authorize payment of the bills as listed. All Council voted aye by roll call vote.

Motion made by Councilman D'Amico, seconded by Councilwoman Bonamassa to adjourn the meeting, all Council voted aye.