

**MINUTES
REGULAR COUNCIL MEETING
TOWNSHIP OF MONROE
MARCH 12, 2018**

A.) OPENING CEREMONIES

CALL TO ORDER

The Regular Council Meeting of the Township of Monroe was called to order at approximately 8:00PM by **Cncl. Pres., Rich DiLucia** in the Court Room of the Municipal Complex located at 125 Virginia Avenue, Williamstown, New Jersey.

This meeting was advertised pursuant to the New Jersey Open Public Meetings Act (*N.J.S.A. 10:4-6 thru 10:4-21*). Notices were placed in the official publications for the Township of Monroe (i.e.: South Jersey Times, Courier Post and The Sentinel of Gloucester County). A copy of that notice is posted on the bulletin board at the Municipal Complex and on the Monroe Township website.

Cncl. Pres., DiLucia stated the Clerk has placed a sign-in sheet in the meeting room. If anyone would like to address Council, please sign in and you will be recognized during the Public Portion. Kindly state your name for the record.

SALUTE TO THE FLAG

Cncl. Miller led the Assembly in the Pledge of Allegiance to Our Flag and offered the Invocation.

ROLL CALL OF PUBLIC OFFICIALS

Cncl. Marvin Dilks	Present	
Cncl. Ron Garbowski	Present	
Cncl. Bob Heffner	Present	
Cncl. Joe Marino	Present	
Cncl. Bart McIlvaine	Present	
Cncl. Cody Miller	Present	
Cncl. Pres. Rich DiLucia	Present	
Mayor Daniel Teefy	Present	
Solicitor, Louis Cappelli, Jr.	Present	
Business Administrator, Kevin Heydel	Present	
Engineer, Kathryn Cornforth	Present	
Dir. of Finance, Karyn Paccione		Excused
Dir. of Public Safety, Jim Smart	Present	
Dir. of Public Works, Mike Calvello	Present	
Dir. of Comm. Dev./Code Enf., Rosemary Flaherty	Present	
Deputy Mayor, Andy Potopchuk		Excused
Dir. of Parks & Recreation, Jim Bonder		Excused
Police Chief John McKeown	Present	
Municipal Clerk, Susan McCormick	Present	

PRESENTATIONS – None

APPROVAL OF MINUTES

Cncl. Garbowski made a motion to approve the minutes as submitted of the Council Work Session of February 12, 2018 and the Closed Executive Session of February 12, 2018. The motion was seconded by **Cncl. Miller** and approved by all members of Council.

B.) CORRESPONDENCE – None

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C.) RESOLUTIONS SCHEDULED – PUBLIC PORTION

Cncl. Miller made a motion to open the Resolutions Scheduled – Public Portion. The motion was seconded by **Cncl. Garbowski** and unanimously approved by all members of Council.

Joe Hurff – 2336 S. Black Horse Pike approached Council to discuss an issue he has with Theresa Lane flooding water on the backside of his property. He said this issue has been going on since 2015 and it has been addressed with Zoning Officer Rosemary Flaherty and Mayor Teefy; and has been looked at by Mr. Calvello, Charles Fiore and Engineer Chris Rehmann. He explained that when it rains, the water does not collect into a retention drain that is in the road, which is supposed to handle the excess water flow off Theresa Lane. The water comes onto his property and floods out his field, which has washed out crops that he had planted. He would like to know what the township's plan is to correct the problem. He noted when he calls the Zoning Office and Engineer, his calls do not get returned. He stated that he is a tax payer, a property owner, and that the township should not be draining water from their street onto his property. **Cncl. Pres., DiLucia** questioned **Engineer Kathryn Cornforth** if she has been involved with this matter, to which she replied that she has been, with Adams, Rehmann & Heggan Engineers. She advised that on Theresa Lane and Battles Road, there is no additional storm sewer system throughout the entire loop. There are some inlets but when the development was built, it was before they installed basins. Mrs. Cornforth advised they have looked at it in terms of being able to locate additional drainage to mitigate this problem, adding the dilemma we are going to have is there is no place to put the water, because there is no place to put the basin out there that would be big enough to handle it. She noted that Mr. Hurff's property is also the natural low in that area, so the water wants to go there on its own and at this point it is a matter of funds, what the township would want to spend to address the issue. Mrs. Cornforth continued explaining that to install a basin would require property (*inaudible*). Mr. Hurff noted there are two holes in the ground and at one end of the basin there is a pipe that goes to the Black Horse Pike. He was told that it was supposed to be a gravity flow on a type of system to which it gets high and then spills over and goes to the Black Horse Pike; this system was put in years ago by Jimmy Agnesino. **Cncl. Marino** said, before winter, he and Mr. Calvello went out to the property and looked at the issue. He explained that there was an asphalt curb that is missing. **Dir. of Public Works, Mike Calvello** advised the curb piece that was missing has been replaced. Mr. Hurff said he did see that. **Cncl. Marino** noted the idea was to get the water to not collect around the basin, noting that the basin was not filling up when they met at the property. Mr. Hurff agreed that it wasn't. **Cncl. Marino** questioned Mr. Hurff if it has worked at all. Mr. Hurff replied that it has not worked and he has pictures of the leaves that are pushed from Theresa Lane onto his property. **Cncl. Marino** asked if the water is collecting around the inlet. Mr. Hurff said that he is not standing out there in a rainstorm, he goes after the rainstorm and his pictures show how the water flow has ingressed onto his property. He noted around November of 2015 we had a rainstorm and he filed a complaint, which was a complicated issue, because the property behind his, the way the ground was contoured from Summerfields and the way the farmer was farming, it helped the deluge of water, we had a snowstorm and then a rainfall afterward, so he got flooded out. He reiterated that Theresa Lane is draining water onto his property and as far as he knows, there is a law that says that cannot be done. He continued with giving an example of asking if he owned a property, could he drain his water onto Theresa Lane and get away with it and flood the people out on that street. He was not given a response. He feels that his property is being used as a retention pond. He also offered a visit to his property the next time it rains heavy to see the lake in his back field. He asked if there is anyone on Council that he can give all his paperwork and pictures to look at and observe what he is concerned about. He wants to know why there is no curb on that end of Theresa Lane. **Cncl. Pres., DiLucia** replied that Council depends on the engineer to go out there to observe the problem and then to report back with a suggestion. He said from what he heard Mrs. Cornforth say, that there is a fix, it is a financial fix. **Engineer Kathryn Cornforth** clarified that ARH has not done an extensive look at it in terms of exactly how much property is needed to size a basin correctly, they have looked at it based on what the township has available to them, what could be done and all that would do is mitigate Mr. Hurff's problem, not necessarily solve his problem. She said that if the township wanted ARH to look into something like that, it would be a little more extensive because if the township was interested in what it would cost to put a basin in,

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C.) RESOLUTIONS SCHEDULED – PUBLIC PORTION (cont'd)

that would potentially address the problem, they have to look at the bigger drainage shed to see what beyond Theresa Lane drains towards there. **Cncl. Pres. DiLucia** requested Mrs. Cornforth to look at Mr. Hurff's property, report to Council with the estimate of the problem, what the various solutions are, and the cost of the solutions whether it would be a permanent, temporary or mitigate solution. Mr. Hurff said that if the engineer looks at it on a dry day, they will not see the problem. **Cncl. Pres. DiLucia** asked Mr. Hurff for his suggestion on when would be the best time to visit his property, if it would be during or after a rainstorm. **Cncl. Pres. DiLucia** asked Mrs. Cornforth to use her best judgement on when to visit the property. She mentioned that ARH has access to the state LiDAR, which they can get the contour for the area to give them another better way to see how all the drainage patterns are. **Cncl. Pres. DiLucia** asked Mr. Hurff to give the Township Clerk his phone number and pictures. Mr. Hurff asked when the visit would be. **Cncl. Pres. DiLucia** replied that it would be after the next heavy rainfall; if the next heavy rainfall was the next day after the meeting, Mrs. Cornforth can send someone out to the property. Mr. Hurff said that is fine with him. He also asked, with the issue of the pits that are there, does the township have any information as to the layout of the pits that are in the ground. Mrs. Cornforth said she does not believe there is any as-built information on file for what storm system exists in Theresa Lane and Battles Road, because they have looked for it in the past. Mr. Hurff said that in the photographs, they will see a pipe in the (*inaudible*) which goes to the Black Horse Pike and that perhaps that pipe is clogged. He is hearing that the township does not have paperwork, but there is physical evidence of something that is there to take care of the water. **Cncl. Pres. DiLucia** asked Mr. Calvello if he has looked to see if the pipe is clogged, which **Mr. Calvello** replied that he has not looked fully inside of the pipe but at the inlets, which have been cleaned out, and said they could be clogged but assumes they are not. Mr. Calvello said that if the pipe is clean, in a heavy rain, he would have rain up to his ankles and asked Mr. Hurff if some of that would come off his own field. Mr. Hurff said that the way the land is contoured, it does and if the pipe is clean then he should not have leaves at the very end of Theresa Lane pushed onto his property. Mr. Hurff offered to have Mr. Calvello visit his property. Mr. Hurff would like someone to come and physically look and assess the situation. From what he sees after a rainstorm water does go downhill from his property, explaining the erosion starts at the corner of Theresa Lane and goes across his property, it is not his water running downhill to the corner of his property and making a 90 degree turn and coming back, it is water coming from somewhere else. He is being told there is no problem. He said he admits that some water is coming from his property, but his property is not causing the soil erosion, the erosion is being caused by the water running off Theresa Lane. **Cncl. Pres. DiLucia** reiterated to Mr. Hurff that the engineer will go to his property the next day and assess the problem, will report it back to Council and we will go from there. Mr. Huff agreed with this.

Cncl. Miller made a motion to close the Resolutions Scheduled – Public Portion. The motion was seconded **Cncl. Marino** and unanimously approved by all members of Council.

R:74-2018 Resolution Of The Township Council Of The Township Of Monroe Authorizing The Purchase Of 64 And 96 Gallon-EVR II Universal/Nestable Roll Out Carts From Toter, LLC Under The National Intergovernmental Purchasing Alliance Program

Cncl. Dilks made a motion to approve Resolution R:74-2018. The motion was seconded by **Cncl. Garbowski** and unanimously approved by all members of Council.

R:75-2018 Resolution Of The Township Council Of The Township Of Monroe Releasing The Maintenance Guaranty Posted For Williamstown TVC-ARC, LLC "Applebees" Site Plan #463-SP, Block 3901, Lot 1.03 In The Amount Of \$43,840.00 For Certain Site Improvements.

Cncl. Miller made a motion to approve Resolution R:75-2018. The motion was seconded by **Cncl. Marino** and unanimously approved by all members of Council.

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C.) RESOLUTIONS SCHEDULED – PUBLIC PORTION (cont'd)

R:76-2018 Resolution Adjusting Township Of Monroe Tax Records

Cncl. Garbowski made a motion to approve Resolution R:76-2018. The motion was seconded by **Cncl. Miller** and unanimously approved by all members of Council.

R:77-2018 Resolution Authorizing Closed Executive Session Of The Township Council Of The Township Of Monroe To Discuss Potential Litigation Matters – *Library Board & MLUL (Municipal Land Use Law)* And A Personnel Matter – *Nepotism Ordinance*

Cncl. Miller made a motion to approve Resolution R:77-2018. The motion was seconded by **Cncl. Dilks** and unanimously approved by all members of Council.

R:78-2018 Emergency Temporary Resolution Prior To Adoption Of The Budget Township Of Monroe, County Of Gloucester (*Emergency Temporary #2*)

Cncl. Garbowski made a motion to approve Resolution R:78-2018. The motion was seconded by **Cncl. Miller** and unanimously approved by all members of Council.

R:79-2018 Resolution Of The Township Council Of The Township Of Monroe Authorizing The Request For Proposals (RFP) For Architect And Engineering Services For Renovation To Existing Cecil Firehouse And Expansion Of Williamstown Firehouse Within The Township Of Monroe.

Cncl. Garbowski made a motion to approve Resolution R:79-2018. The motion was seconded by **Cncl. Marino** and unanimously approved by all members of Council.

ROLL CALL VOTE TO APPROVE RESOLUTION R:79-2018
7 AYES (Dilks, DiLucia, Garbowski, Heffner, Marino, McIlvaine, Miller)

Tally: 7 Ayes, 0 Nays, 0 Abstain, 0 Absent. Resolution **R:79-2018** was duly approved.

D.) ORDINANCES – None

E.) REPORTS AND OTHER MATTERS

Cncl. Heffner thanked Dir. of Public Safety, Jim Smart and Dir. of Public Works, Mike Calvello and his staff for the work they did with the past couple of storms.

Dir. of Public Safety, Jim Smart reported there were 55 calls during a 6-hour period between the two fire departments during the storm on Friday, March 2, 2018; the storm on Wednesday, March 7, 2018 yielded 35 calls between the two fire departments. It was again another valiant effort throughout the township, with the Police Department, fire departments and Road Department keeping the roads clear. He will pass-on the express of thanks from Cncl. Heffner.

Dir. of Public Works, Mike Calvello expressed the gratitude from the Road Department for the help they received from both fire departments during the past storms. He mentioned that all the departments coming together helped to clear the trees faster.

Police Chief, John McKeown reported that both fire departments will soon receive a thank you letter from the Police Department, because their help in clearing the roads assisted the police to get around to answer their calls

Cncl. Pres, Rich DiLucia addressed Dir. of Public Works, Mike Calvello and thanked him and his department for the work they did during the storms.

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F.) GENERAL PUBLIC DISCUSSION

Cncl. Marino made a motion to open the General Public Discussion. The motion was seconded by **Cncl. Garbowski** and unanimously approved by all members of Council. With no one wishing to speak, **Cncl. Dilks** made a motion to close the General Public Discussion. The motion was seconded by **Cncl. Miller** and unanimously approved by all members of Council.

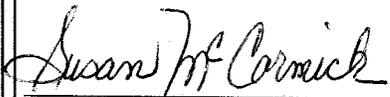
CLOSED EXECUTIVE SESSION

Solicitor Cappelli reported that Council just concluded a Closed Executive Session for the purpose of discussing potential litigation matters and a personnel matter; Council was updated, but no formal action was taken.

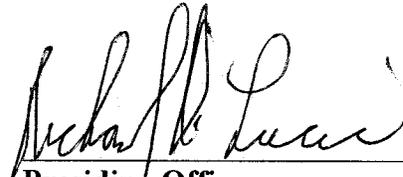
G.) ADJOURNMENT

With nothing further to discuss, **Cncl. Garbowski** made a motion to adjourn the Regular Council Meeting of March 12, 2018. The motion was seconded by **Cncl. Miller** and unanimously approved by all members of Council.

Respectfully submitted,



Susan McCormick, RMC
Township Clerk



Presiding Officer

These minutes were prepared from excerpts of the tape-recorded proceedings of the Regular Council Meeting of March 12, 2018 and serve as only a synopsis of the proceedings. The official tape may be heard in the Office of the Township Clerk upon proper notification pursuant to the Open Public Records Law.

Approved as submitted _____ *AmJ*

Approved as corrected _____

Date 4/9/18

Date _____