

December 13, 2018

The Township Committee met on the above date with Mayor Romeu calling the meeting to order at 7:00 PM. The meeting opened with the flag salute and a moment of silence. Roll call was taken showing present: Mayor Rita Romeu, Deputy Mayor Jeremy Liedtka Committeeman Sam Davis, Committeewoman Andrea Katz and Committeewoman Denise Koetas-Dale. Also present John Gillespie, Township Attorney; Chief/Township Administrator Kyle Wilson and Township Clerk Caryn Hoyer.

The Open Public Meetings Act statement was read and compliance noted.

AGENDA MATTER(S) REQUIRING RECUSAL(S)

None

COMMENTS FROM THE PUBLIC MATTERS ON THE AGENDA ONLY

None

CONSENT AGENDA

Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to approved November 8, 2018 minutes. All were in favor except Ms. Katz and Mr. Davis who abstained.

Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to re-appoint John Pica for Fire Police. All were in favor.

Ms. Hoyer will put the Departmental Reports on for the next meeting.

TOWNSHIP ENGINEER REPORT

2017 NJDOT Municipal Aid Grant – Harker Road:

Contractor completed remaining striping. Final punch list to be issued. Contractor preparing close-out documentation.

2018 NJDOT Municipal Aid Grant – Harker Road - Phase II:

Contractor completed some storm drainage work. Base repair work needs to be done before paving can be completed. Ground was saturated the last warm weather we had. We will likely have to wait for spring to complete the paving work.

2016 Municipal Parks Grant Application:

Completion certification received and recommendation for final payment submitted to Township. Working with Caryn to compile reimbursement paperwork.

FY 2019 CDBG Grant Application:

ERI to prepare and submit a grant application for the construction of ADA compliant automatic door openers at the Municipal Building. Grant applications are due 12/21/18.

Traditions Update:

Paving is scheduled, subject to weather, to be completed for most of Phase III tomorrow and Monday. Harman Way will not be paved, nor will the portion of Saddle Way in front of the commercial space.

POLICE REPORT

Chief Wilson reported 386 calls for the month of November. To highlight:

21 Alarms, 13 Arrests, 2 K9 Sniff, 3 DWI, 21 EMS, 5 Disputes, 2 K9 Tracks, 18 Motor Vehicle Crashes, 2 CDS, 6 Property Damage

Classes: Ptl. Joy; Det Semus-Rifle Instruction
Ptl. Pypcznski; Sgt. Stefani; Ptl. Joy; Sgt Davison – Alcotest Recert
Det Semus – Social Media Class
Chief; Det Semus – Internal Affairs Seminar

Training – Range – Malfunction Drills

TDR PRESERVED LAND

Addition to 221 Bordentown-Crosswicks Rd.:

Block 203, Lot 6. George and Debra Hoffman are requesting approval to increase the living space of the existing single family dwelling by either adding an addition or converting the detached garage to livable space. Along with the addition, they would also seek an approval to build an agricultural barn to store farm equipment & supplies. Ms. Koetas-Dale requested to table this request seconded by Ms. Katz until the Township Committee can speak to Glenn McMahon, Zoning Officer or the homeowners. All were in favor.

Bull Riding Events – 5 Cebulka Drive:

A zoning application for this property was submitted by the owners of this site, Joseph and Patricia Burg. The application seeks the approval of a Bull riding event(s) to be conducted on site. The location is in the AG zone and consists of 15.58 acres of approved farmland and woodland. This site is also under TDR restriction. The Township Committee would like the applicant to come before the Township Committee in order to get more information. Ms. Koetas-Dale made a motion seconded by Mr. Liedtka to table until the next township meeting. All were in favor. The Township Committee is requesting that Mr. McMahon be present as well.

ORDINANCES FOR INTRODUCTION

Ms. Koetas-Dale made a motion seconded by Ms. Katz to introduce Ordinance 2018-24. All were in favor. Public Hearing will be December 27th.

TOWNSHIP OF CHESTERFIELD ORDINANCE NO. 2018 – 24

AN ORDINANCE TO AMEND ORDINANCE 2018-13 WHICH AMENDED CHAPTER 216 (“SEWAGE DISPOSAL SYSTEMS”), ARTICLE II (“SEWER USE AND USER CHARGE SYSTEM”) OF THE CODE OF THE TOWNSHIP OF CHESTERFIELD REGARDING USER SERVICE CHARGES

WHEREAS, the Township Committee for the Township of Chesterfield adopted Ordinance No. 2018-13 on July 26, 2018, which amended Chapter 216 (“Sewage Disposal Systems”), Article II (“Sewer Use and User Charge System”) of the Code of the Township of Chesterfield regarding user service charges; and

WHEREAS, historically, sewer ratepayers in the Township have paid a flat quarterly rate for use of the system, but Ordinance No. 2018-13 revised rates and changed the way ratepayers would be billed by basing sewer service charges on metered water consumption, and maintaining a flat rate in some instances; and

WHEREAS, upon initial implementation of the new billing rates and procedures, the Township Clerk has brought to the Township Committee’s attention that the process of billing ratepayers based on water usage during spring and summer months, or the 2nd and 3rd quarters of the year, leads to unusually high sewer bills since water usage is generally elevated during this time of year due to the watering of flowers and lawns, filling up swimming pools, etc., and bills based on water consumption during those months are likely not an accurate reflection of a ratepayer’s use of the public sewer system; and

WHEREAS, the Township Clerk has determined it to be common practice for private water and wastewater utilities to base sewer service charges on water consumption, and to bill sewer ratepayers for actual water consumed during the 1st and 4th quarters of the year, but to bill for the 2nd and 3rd quarters using the combined average water consumption figure from a ratepayer’s prior 1st and 4th quarter water usage, as this process accounts and adjusts for higher than normal water usage during the 2nd and 3rd quarters of the year; and

WHEREAS, the Township Committee finds this recommended practice to be an efficient, accurate, and equitable method of calculating a ratepayer’s bill for sewer service based on water consumption during the entire year without penalizing ratepayers for elevated water usage during the 2nd and 3rd quarters that is likely unrelated to a ratepayer’s use of the public sewer system.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Chesterfield, County of Burlington and State of New Jersey, as follows:

Ordinance 2018-13, insofar as it amends Chapter 216, Article II, is hereby amended such that Section 216-14(E) through 216-14(K) shall now read as follows:

SECTION ONE. Amended Sections.

§216-14. User charge system.

[subsections A. through D. to be remain unchanged]

E. Metered services. Sewer service charges for all ratepayers (residential and nonresidential users) serviced by a water utility are calculated based on water consumption as measured by the ratepayer's water meter in the following manner, depending on the quarterly billing period, as follows:

First Quarter (January, February, March) sewer service charges shall be billed by the Township in April, and invoices will be based on the actual amount of water used during the First Quarter, calculated using the ratepayer's water meter readings as such information is provided to the Township by the water utility;

Second Quarter (April, May, June) sewer service charges shall be billed by the Township in July, and invoices will be based on the ratepayer's average water usage during the immediately preceding First and Fourth Quarters;

Third Quarter (July, August, September) sewer service charges shall be billed by the Township in October, and invoices will be based on the ratepayer's average water usage during the immediately preceding First and Fourth Quarters;

Fourth Quarter (October, November, December) sewer service charges shall be billed by the Township in January of the following calendar year, and invoices will be based on the actual amount of water used during the Fourth Quarter, calculated using

the ratepayer's water meter readings as such information is provided to the Township by the water utility.

F. Ratepayers with metered water service will be charged a minimum quarterly flat rate which will apply to all levels of water usage up to 10,000 gallons per quarter. For every additional 1,000 gallons, or any part thereof, used within a quarter, excess consumption fees will be assessed in accordance with this Section.

G. Minimum quarterly flat rate. The minimum quarterly flat rate for all ratepayers with metered water service is \$70.00.

H. Excess water consumption charge. Ratepayers with metered water service who use more than 10,000 gallons of water in a given quarter will be charged an excess consumption fee of \$5.25 for each additional 1,000 gallons, or any part thereof, used.

I. Unmetered services. The quarterly flat rate for ratepayers that utilize private wells and are not serviced by a water utility is \$96.25.

J. Senior citizens qualifying for the senior citizen tax deduction from the State of New Jersey shall receive a 15% reduction in their rate. Places of worship, not including any parsonage connection, shall be exempt.

K. The Township shall provide quarterly bills to all users of the system. Bills shall be payable within 30 days of mailing. Interest shall be charged on unpaid and overdue balances shall become liens, collectable with the property owner's taxes, with interest accruing at the rate of 1.5% per month or at a rate of interest at least equal to the monthly index for the immediately preceding month for twenty-year tax exempt bond yields as compiled by the bond buyer, whichever is greater.

[remainder of Code is unchanged]

SECTION TWO. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

SECTION THREE. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

SECTION FOUR. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law and shall be effective as of January 1, 2019 for purposes of implementation of invoicing by the Township for the Fourth Quarter of 2018.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced: December 13, 2018

Adopted:

RECORD OF VOTE													
INTRODUCTION							ADOPTION						
TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC	TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC
S Davis	X						S Davis						
A Katz	X					X	A Katz						
D Koetas-Dale	X				X		D Koetas-Dale						
J Liedtka	X						J Liedtka						
R Romeu	X						R Romeu						
X – Indicates Vote NV – Not Voting AB – Absent ORD – Motion SEC - Seconded													



Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to introduce Ordinance 2018-25. All were in favor. Public Hearing will be December 27th.

**TOWNSHIP OF CHESTERFIELD
ORDINANCE 2018-25**

**AN ORDINANCE REPEALING CHAPTER 33 OF THE TOWNSHIP CODE ENTITLED
“LENGTH OF SERVICE AWARD PROGRAM”**

WHEREAS, by Ordinance No. 2000-16 adopted August 24, 2000, the Township Committee of the Township of Chesterfield established a Length of Service Awards Program (“LOSAP”) in accordance with N.J.S.A. 40A:14-183 et seq.; and

WHEREAS, the Township's goal was to incentivize and reward members of the Chesterfield Township Emergency Squad for their service by providing fixed contributions to a deferred-income account; and

WHEREAS, on March 11, 2009, due to diminishing membership and service gaps, the Township contracted to receive Emergency Squad Service through Mansfield Township Ambulance Corps; and

WHEREAS, on May 3, 2016, the Chesterfield Township Emergency Squad voted to dissolve due to a lack of members; and

WHEREAS, due to the dissolution of the Township Emergency Squad, the LOSAP benefit is no longer appropriate or necessary, and no further contributions to same have been made since the dissolution of the Emergency Squad; and

WHEREAS, the Township Committee now desires to abolish the Length of Service Award Program.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey that Chapter 33 of the Township Code of the Township of Chesterfield entitled "Length of Service Award Program" be and is hereby repealed in its entirety and the Length of Service Award Program is hereby abolished.

BE IT FURTHER ORDAINED AND ENACTED that all accumulated and vested proceeds shall remain in trust for those volunteer members whose accounts have vested, while all unvested funds shall be returned to the Township's General Fund.

REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

Alternative No. 1

- C. This Ordinance shall take effect upon proper passage in accordance with law.

Alternative No. 2

- C. Effective Date. This Ordinance shall not take effect unless it is approved by voters as a public question at the next general election.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced: December 13, 2018

Adopted:

RECORD OF VOTE													
INTRODUCTION							ADOPTION						
TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC	TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC
S Davis	X						S Davis						
A Katz	X						A Katz						
D Koetas-Dale	X					X	D Koetas-Dale						
J Liedtka	X				X		J Liedtka						
R Romeu	X						R Romeu						
X – Indicates Vote NV – Not Voting AB – Absent ORD – Motion SEC - Seconded													

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**ORDINANCES FOR PUBLIC HEARING**

Ms. Koetas-Dale made a motion to open the public hearing for Ordinance 2018-23 seconded by Mr. Liedtka. All were in favor. Hearing no comments, Ms. Katz made a motion to close public hearing seconded by Ms. Koetas-Dale. All were in favor. Mr. Liedtka made a motion to adopt Ordinance 2018-22 seconded by Ms. Katz. All were in favor.

**CHESTERFIELD TOWNSHIP  
ORDINANCE NO. 2018-23**

**AN ORDINANCE AMENDING CHAPTERS 130-40 AND 42  
TO REVISE USE REGULATIONS  
IN ORDER TO ADDRESS CHILD CARE USES**

WHEREAS, the Township Code currently allocates Transfer of Development Right (“TDR”) requirements based upon certain use groups; and

WHEREAS, Renaissance, the developer of the commercial areas of the Planned Development District has presented information regarding changes in the way that child care uses operate and their desire for in-line space as opposed to a stand-alone building akin to a civic use; and

WHEREAS, the Township has reviewed the information and agrees that the change in operations of these kinds of uses justifies a change in the TDR requirements associated with same.



NOW, THEREFORE, BET IT ORDAINED by the Township Committee of the Township of Chesterfield, as follows:

SECTION 1: Chapter 130-40 of the Code of Chesterfield Township shall be amended as by adding the following provisions:

**§ 130-40. Use regulations.**

A building or buildings may be erected or altered, to be used either in whole or in part, and a lot may be used or occupied for any of the following uses and no other, provided that such uses shall comply with the regulations specified herein.

**A.** Development in accordance with the previously underlying Agricultural District (AG) standards (or any standards not set forth in the PVD District) is prohibited. Sewer service availability to the District negates the necessity to provide development options other than those set forth below. All new developments shall be required to have both public water and sewer service. For the purpose of this section, the term "public water and sewer service" is intended to mean centralized water and sewer service where connections are permitted to water and sewer conveyancing and treatment facilities whether owner operated or maintained and/or controlled by a public or private utility or domestic treatment works that is regulated by applicable governmental agencies pursuant to statutory authority and is consistent with the Township's approved Wastewater Management Plan. Permitted principal uses on the land and in buildings shall be as follows:

- (1)** Residential uses (in PVD-1, PVD-2 and PVD-3 Districts), including:
  - (a)** Homestead having acreage of greater than 100 acres.
  - (b)** Perimeter village house.
  - (c)** Village house.
  - (d)** Triplex units.
  - (e)** Mixed-occupancy dwellings, including apartments, which may be located above shops and other non-residential uses in the PVD-3 District only.
  - (f)** Carriage houses and apartments, which may be above detached or attached garages on the same lot as the principal dwelling.
  
- (2)** Civic uses (in PVD-1, PVD-2 and PVD-3 District, to be provided in the receiving area in accordance with the Land Use Village Plan), including:  
[Amended 12-27-2002 by Ord. No. 2002-15]
  - (a)** Houses of worship (PVD-2 and PVD-3 Districts).
  
  - (b)** Public buildings, including but not limited to post office, community center, fire, emergency and police station facilities.

- (c) Educational institutions, including public and private schools.
  - (d) Parks and recreation facilities, including but not limited to tennis, basketball, football, soccer, hockey and ice skating (PVD-2 and PVD-3 Districts).
  - (e) Libraries (PVD-2 and PVD-3 Districts).
- (3) Commercial uses (in PVD-3 District only), including:
- (a) Retail uses, including:
    - [1] Retail shops and stores.
    - [2] Financial establishments.
    - [3] Restaurants and taverns, including sidewalk cafes.
    - [4] Arts and crafts studios and shops.
  - (b) Service uses, including
    - [1] Child Care Centers
    - [2] Personal and business services, including fitness centers, postal stores, copy centers, barbershops and beauty salons, laundry/cleaners, etc.
    - [3] Other similar retail and service uses primarily serving the residents of the PVD Districts and surrounding community
  - (c) Office uses, including:
    - [1] Professional services.
    - [2] Medical clinics and offices.
    - [3] General offices.

SECTION 2: Chapter 130-42 of the Code of Chesterfield Township shall be amended as by adding the following provisions:

**§ 130-42. Density and intensity of use.**

The intensity of use within the PVD-1, PVD-2 and PVD-3 Districts shall be limited according to a standard of development credits per acre rather than by the conventional standards of dwelling units per acre or floor area ratio. The credits available on a given tract are the sum of the underlying credits assigned to the parcel being developed plus the credits purchased and transferred to be utilized on lot(s) in accordance with the provisions of this chapter. Development credits may be utilized only for uses permitted in the respective PVD Districts according to this chapter.

A. The translation of development credits to use is governed by the chart entitled "Ratio of Development Credits to Uses," as follows:

| <b>Ratio of Development Credits to Uses</b> |                                                                                                   |
|---------------------------------------------|---------------------------------------------------------------------------------------------------|
| <b>Number of Credits Required</b>           | <b>Type of Development Permitted</b>                                                              |
| 1.0                                         | Detached perimeter village lot                                                                    |
| 0.9                                         | Detached village lot                                                                              |
| 0.75                                        | Triplex dwelling lot                                                                              |
| 0.0                                         | Condominium/apartment over retail                                                                 |
| 0.35                                        | Condominium/apartment and carriage houses in freestanding structure                               |
| 0.0                                         | Low- and moderate-income housing units                                                            |
| 1.0                                         | <u>Commercial uses including: retail/office/services</u> per 3,500 square feet                    |
| 0.5                                         | Home office                                                                                       |
| 1.0                                         | Institutional per acre for cemetery, private outdoor recreation, etc.                             |
| 1.0                                         | Institutional per 2,000 square feet for houses of worship                                         |
| 0.0                                         | Institutional for public buildings, including public schools, libraries and municipal facilities. |

SECTION 3 – REPEALER: All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

SECTION 4 – SEVERABILITY: Each section, subsection, sentence, clause and phrase of this article is declared to be an independent section, subsection, clause and phrase, and the finding or holding of any such portion of this article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this article.

SECTION 5 – EFFECTIVE DATE: This ordinance shall take effect following publication in accord with law.

### **CHESTERFIELD TOWNSHIP COMMITTEE**

Introduced: October 25, 2018

Adopted: December 13, 2018

| RECORD OF VOTE                                                                         |     |     |    |    |     |     |               |     |     |    |    |     |     |
|----------------------------------------------------------------------------------------|-----|-----|----|----|-----|-----|---------------|-----|-----|----|----|-----|-----|
| INTRODUCTION                                                                           |     |     |    |    |     |     | ADOPTION      |     |     |    |    |     |     |
| TWP COMMITTEE                                                                          | AYE | NAY | NV | AB | ORD | SEC | TWP COMMITTEE | AYE | NAY | NV | AB | ORD | SEC |
| S Davis                                                                                | X   |     |    |    |     |     | S Davis       | X   |     |    |    |     |     |
| A Katz                                                                                 | X   |     |    |    |     | X   | A Katz        | X   |     |    |    |     | X   |
| D Koetas-Dale                                                                          | X   |     |    |    | X   |     | D Koetas-Dale | X   |     |    |    |     |     |
| J Liedtka                                                                              | X   |     |    |    |     |     | J Liedtka     | X   |     |    |    | X   |     |
| R Romeu                                                                                | X   |     |    |    |     |     | R Romeu       | X   |     |    |    |     |     |
| X – Indicates Vote    NV – Not Voting    AB – Absent    ORD – Motion    SEC - Seconded |     |     |    |    |     |     |               |     |     |    |    |     |     |

CHESTERFIELD TOWNSHIP

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RESOLUTIONS

Ms. Katz made a motion seconded by Ms. Koetas-Dale to adopt Resolution 2018-12-1. All were in favor.

**TOWNSHIP OF CHESTERFIELD
RESOLUTION 2018-12-1**

**RESOLUTION EXTENDING SHARED SERVICES AGREEMENT FOR
MUNICIPAL COURT THROUGH DECEMBER 31, 2018**

WHEREAS, the Township of Chesterfield is a party to a Shared Services Agreement with North Hanover Township which provides for both municipalities to share a Municipal Court; and

WHEREAS, in November of 2017, Chesterfield Township gave North Hanover Township the requisite one-year’s notice of intent to terminate that relationship; and

WHEREAS, the Township of Chesterfield has entered into a new arrangement with Bordentown Township, which, due to certain questions raised by the Superior Court of New Jersey, and now believed to be resolved to the Court’s satisfaction, have pushed the commencement of the Municipal Court Shared Services Agreement with Bordentown Township from December 31, 2018 to January 1, 2019; and

WHEREAS, as a result, Chesterfield Township and North Hanover Township have agreed to extend the existing Shared Services Agreement for one more month, through December 31, 2018, based upon the same formula of compensation as set forth in the current Agreement; and

WHEREAS, the Township Committee deems it to be in the best interests of the residents and citizens of Chesterfield Township to ensure continued Municipal Court coverage and availability through the end of this calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey that the existing Shared Services Agreement with North Hanover Township regarding the Municipal Court from Chesterfield Township and North Hanover Township, is hereby extended for one month, through December 31, 2018, on the same terms and conditions as the existing Agreement between these municipalities;

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to The Honorable Ronald E. Bookbinder, A.J.S.C., The Honorable Dennis P. McInerney, J.M.C., and the Governing Body, Township Clerk, and the Court Administrator in North Hanover Township.

BE IT FURTHER RESOLVED that this Resolution shall be effective retroactive to December 1, 2018.

CHESTERFIELD TOWNSHIP COMMITTEE

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Ms. Katz made a motion seconded by Ms. Koetas-Dale to adopt Resolution 2018-12-2. All were in favor.

**TOWNSHIP OF CHESTERFIELD  
RESOLUTION NO. 2018-12-2**

**RESOLUTION AMENDING THE PERSONNEL & EMPLOYEE MANUAL  
CONCERNING PART TIME EMPLOYEE VACATION**

WHEREAS, the Personnel & Employee Manual presently calculates part time employee annual vacation days based on the amount of hours worked per week as follows:

Five (5) to Ten (10) hours per week	two (2) days
Eleven (11) to nineteen (19) hours per week	three (3) days
Twenty (20) to Twenty-nine (29) hours per week	five (5) days

WHEREAS, to create consistency with the recent sick leave law, hours of vacation for part-time shall be earned in the same manner - one (1) hour of vacation time for every thirty (30) hours worked; and

WHEREAS, Section Three: Paid and Unpaid Time - Vacation Leave Policy is amended as follows:

**Part-time employees:** this section applies to employees who qualify as part time under the previously explained classifications. Annual paid vacation hours for part time employees are calculated as 1 hour of vacation time for each 30 hours worked.

Part-time employees requesting vacation days beyond those for which they are entitled to be paid may do so, however, such days will be without pay and are subject to approval in the same manner as paid vacation time. Paid vacation will only be granted after the first full year of service and will be cashed out at the end of the year.

NOW, THEREFORE, BE IT RESOLVED by the Chesterfield Township Committee of the Township Committee that the Personnel & Employee Manual is hereby amended to reflect the change to part-time employee paid leave.

**CHESTERFIELD TOWNSHIP COMMITTEE**

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Ms. Koetas-Dale made a motion seconded by Ms. Katz to adopt Resolution 2018-12-3. All were in favor.

**TOWNSHIP OF CHESTERFIELD
RESOLUTION NO. 2018-12-3**

**RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR
FY2019 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR
REMOVAL OF ARCHITECTURAL BARRIERS AT THE MUNICIPAL BUILDING**

WHEREAS, improvements to the community that benefit all members of the community are desirable projects of the Township; and

WHEREAS, the Community Development Block Grant Program (CDBG) allows for funding of projects which benefit all members of the community; and

WHEREAS, the CDBG also allows for projects that provide improvements to public facilities to remove architectural barriers, including the Chesterfield Township Municipal Building, where push-button, automatic door openers are required; and

WHEREAS, the above listed project is noted as an eligible project and the Township intends to make application for a grant for the costs related to the project.

NOW, THEREFORE, BE IT RESOLVED by the Chesterfield Township Committee that they intend to file an application with the Burlington County Department of Economic Development through the Community Development Block Grant Program for the funding of the Removal of Architectural Barriers at the Township Municipal Building.

BE IT FURTHER RESOLVED by the Chesterfield Township Committee that Joseph R. Hirsh, PE, Township Engineer be authorized to represent the Township in all matters relating to the submission of this application.

CHESTERFIELD TOWNSHIP COMMITTEE

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Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to adopt Resolution 2018-12-4. All were in favor.

**TOWNSHIP OF CHESTERFIELD  
RESOLUTION 2018-12-4**

**RESOLUTION APPROVING EMERGENCY FUEL STATION IMPROVEMENTS**

**WHEREAS**, Fuel Station Improvements were previously considered as part of the 2017 capital budget and corresponding capital ordinance was adopted October 12, 2017; and

**WHEREAS**, proposals were received in the spring of 2018 which upon review was decided to place the project out to bid; and

**WHEREAS**, bids were advertised twice and only one (1) response per advertisement. Each response was rejected as they were in excess of the funds available; and

**WHEREAS**, the fuel pumps have completely failed and repairs were attempted however due to the pumps and tank are over 30 years old, the parts are no longer available; and

**WHEREAS**, the fuel station provides a local central location for public works, police, fire and emergency vehicles; and

**WHEREAS**, arrangements were made with Bordentown Township to purchase fuel however is not acceptable as a long-term practice as it is costly and time-consuming to re-fuel each vehicle; and

**WHEREAS**, a Purchase Order was issued to J.W. Scott in the amount of \$43,903 for the Fuel Station Improvements and work has begun and will be completed in January 2019.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chesterfield, County of Burlington and State of New Jersey acknowledging the emergency situation and the issuance of the purchase order to J.W. Scott in the amount of \$43,903.00.

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Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to adopt Resolution 2018-12-5. All were in favor.

**TOWNSHIP OF CHESTERFIELD
RESOLUTION 2018-12-5**

**RESOLUTION APPROVING ACCEPTANCE OF WORK AND REQUEST FOR
REIMBURSEMENT FOR 2017 BURLINGTON COUNTY PARK DEVELOPMENT
GRANT FOR THE MUNICIPAL PLAYGROUND PROJECT**

WHEREAS, the Township of Chesterfield received a Municipal Park Development Grant from the County of Burlington, in the State of New Jersey in the amount of \$120,950 for the Municipal Playground Project; and

WHEREAS, a contract was awarded to MRC, Inc. & RubbeRecycle through the MREC Cooperative purchasing program; and

WHEREAS, the Township's Engineer, Environmental Resolutions Inc. did inspect and certify the proper installation of improvements associated with the playground project; and

WHEREAS, all parties agree that the work has been performed in a workmanlike manner that is compliance with applicable requirements; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chesterfield, County of Burlington and State of New Jersey that the project associated with the 2017 Burlington County Park Development Grant is complete; and

BE IT FURTHER RESOLVED THAT THE Township Clerk and Township CFO are hereby authorized to submit the necessary documents to the County of Burlington for the final reimbursement in the amount of \$120,950.00.

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**Payment of Bills**

Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to approve the bill list. All were in favor.

**Discussion**

**Land Use Regulations concerning Medicinal Cannabis:**

Mayor Romeu asked if Mr. Gillespie can look into this further for us. The four components Ms. Romeu wants more information on would be: growing, processing, dispensary, distribution.

**Old Township Building renovations:**

Chief Wilson, Ms. Koetas-Dale and Mr. Stein went through the old municipal building yesterday and were brainstorming some ideas. Ms. Koetas-Dale asked Mr. Gillespie if



the Township can use another Realtor even though we have an agreement with a different Realtor and they split the commission. Mr. Gillespie said yes we can.

#### Recreation Survey & Planning Process:

Ms. Katz reported that we have received over 400 responses back. Ms. Koetas-Dale said that she wants to get a list of all of the people that are interested in being on the Recreation Committee and meet in January.

#### Beavers:

Nancy Scarafile, Chair of the Environment Commission gave a presentation to the Township Committee on the beavers. She spoke about how the Green Team is working to wrap all of the trees in the development to push the beavers back to the creek and away from the development. Ms. Scarafile would like to form a "subcommittee" to work on stopping the beavers from destroying the trees in infrastructure and preventing any further damage in the future. Chief Wilson asked what the plan is with the trees that are dead or dying because of the beavers. Mayor Romeu said that the Township Committee is looking into grants to help repay to plan new trees. Ms. Koetas-Dale likes Nancy's plan and said that if we trap and kill the beavers they will continue to come back. Ms. Katz said this is a safety issue. Mayor Romeu asked for more research on what the beaver's damage has been so far. Ms. Scarafile asked for permission to put together a sub-committee. The Township Committee agreed.

#### Comments to the Public and Committee

Mr. Liedtka apologized for not attending last night's County meeting. He said he had a work conflict.

Ms. Koetas-Dale stated that the County Freeholder said last night that they didn't know why Chesterfield is complaining since we sold the land to the pipeline. Ms. Koetas-Dales wants to stand up for ourselves in writing. Ms. Koetas-Dale also said that the Freeholders agreed to have 528 completely closed instead of partially closed if the pipeline comes through.

Ms. Koetas-Dale made a motion seconded by Mr. Liedtka to open to the public. All were in favor.

Dawn Sheridan – 79 Bordentown-Chesterfield Rd - thanked everyone attending last night's County meeting except for Andrea Katz. Ms. Sheridan expressed her dissatisfaction with Ms. Katz not attending the meeting.

Jay Shah - 11 Thorn Lane - wants to know where we stand with the street light on Thorn Lane. Mr. Shah said it has been years since this was requested by a resident. Mr. Shah suggested two street lights to be added to Thorn Lane. Chief Wilson suggested

assessing the numbers to properly assess if it should be done. Chief Wilson and Mr. Hirsh will work on this and hopefully have an answer by the next meeting.

Mr. Shah asked what the Township's social media policy is among the Township Committee. Mr. Shah said that currently there are Township Committee members that are on the "what's up" app. Mr. Shah suggests they go to a class on social media in the work place.

Mr. Shah told Ms. Katz that if she has nothing nice to say about anyone she should say nothing at all. Mr. Shah told Ms. Katz she should resign from the Township Committee.

Agnus Marsala - 42 Cromwell Drive - thanked the Township Committee members and attorneys for being at the County meeting last night.

Mr. Davis left the meeting at 8:52 pm.

Ralph Rucco from North Hanover Township thanked the Township Committee for their continued fight against the pipeline. He's on the route of the pipeline in North Hanover. He also thanked Mr. Gillespie for his public comment at the meeting last night.

Belinda Blazic from 228 Bordentown-Chesterfield Road said that the property where the compressor station is located was sold by a private person it was not Township property. She asked for that to go on the record.

Ms. Blazic showed the Township Committee photos of the pipeline work going on in New Egypt. She voiced her concerns on how close the construction is on private property and is worried that it will be the same for her if the pipeline comes through Chesterfield since she is on the route. She is wondering how she will be able to get out of her driveway. Chief Wilson said that all of her concerns are our concerns as well and they are looking for the answers too.

Ms. Blazic asked the Township Committee if it is time to switch gears and go into negotiations instead of continuing to fight against the pipeline.

Valerie Jones from 21 Bordentown-Crosswicks Road asked for the speed limit in Crosswicks to be changed from 25 mph to 15 mph. Chief Wilson replied that statutorily 25 mph is the lowest speed limit allowed. Chief Wilson said that it would be up to the Township Engineer to make that change. Mr. Hirsh and Chief Wilson will first need to do a speed study in January to make any determination. Chief Wilson said that they should have something back by February.

Hearing no further comments, Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to go into Executive Session at 9:18 PM. All were in favor.

#### **RESOLUTION 2018-12-6**

**A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12**

**WHEREAS**, the Township Committee of the Township of Chesterfield is subject to certain requirements of the Open Public Meetings Act, NJSA 10:4-6, et. seq.; and

**WHEREAS**, the Open Public Meetings Act, NJSA 10:4-12 provides that an Executive 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 Committee of the Township of Chesterfield to discuss, in a session not open to the public, certain matters relating to the item or items authorized by Resolution; and

**WHEREAS**, it is necessary for the Township Committee of the Township of Chesterfield to discuss, in a session not open to the public, certain matters relating to the item or items authorized by NJSA 10:4-12b and designated below:

- Matters required by law to be confidential.
- Matters where the release of information would impair the right to receive funds.
- Matters involving individual privacy.
- Matters relating to collective bargaining agreements.
- Matters relating to the purchase, lease, or acquisition of real property or the investment of public funds.
- Matters relating to public safety and property.
- Matters relating to litigation, negotiations and the attorney-client privilege.
- Matters relating to the employment relationship.
- Matters relating to the potential imposition of a penalty.
- Matters relating to deliberations on administrative and/or quasi-judicial matters.
- Matters relating to contact negotiations.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chesterfield, assembled in public session on December 18, 2018 that an Executive Session closed to the public shall be held at 9:20 PM in the Chesterfield Township Municipal Building 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 Committee that the public interest will no longer be served by such confidentiality.

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Returned to regular session at 10:15 pm.

With no further comment Mr. Liedtka made a motion seconded by Ms. Koetas-Dale to adjourn the meeting. All were in favor. The meeting adjourned at 10:16 PM

Respectfully submitted,

Rachel Fryc, RMC
Deputy Municipal Clerk