

**MINUTES
TOWNSHIP OF PENNSAUKEN
TOWNSHIP COMMITTEE
AGENDA/CONFERENCE MEETING
April 13, 2011 (5:30PM)**

The Agenda/Conference Meeting of the Pennsauken Township Committee was held on Wednesday, April 13, 2011 in the Caucus Room at the Pennsauken Township Municipal Building, 5605 N. Crescent Boulevard, Pennsauken, NJ 08110.

The Agenda/Conference Meeting came to order at 5:30 PM.

On Roll call the following members of the Township Committee were present:

Committeeman John Figueroa
Committeeman John Kneib
Committeeman Bill Orth
Mayor Jack Killion

Committeeman Taylor was not present on roll call, but arrived later in the meeting.

Present also: Administrator Ed Grochowski, Gene Padalino, Township Clerk and Michael Joyce, Municipal Attorney

There was the Salute to the Flag and a Moment of Silence.

Mayor Killion announced that the Agenda/Conference Meeting was being held in compliance with the "Senator Byron M. Baer Open Public Meetings Act".

ITEMS FOR ACTION BY TOWNSHIP COMMITTEE

BIDS OPENED:

2011 Landscaping of Various Properties BP# 11-09
Opened April 7, 2011

MOTION:Kneib SECOND:Figueroa
All Aye on Voice Vote, None Opposed.

ORDINANCES--SECOND READING--PUBLIC HEARING (PUBLIC MAY COMMENT)

ORDINANCE NO. 2011:10

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF PENNSAUKEN ENTITLED "VEHICLES AND TRAFFIC" TO DESIGNATE VARIOUS INTERSECTIONS AS STOP INTERSECTIONS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, IN THE COUNTY OF CAMDEN AND THE STATE OF NEW JERSEY AS FOLLOWS:

The Code of the Township of Pennsauken as pertains to "VEHICLES AND TRAFFIC", Schedule VIII is hereby amended to add the following STOP INTERSECTIONS:

INTERSECTION

STOP SIGN ON

John Tipton Blvd. and Holman Ave.
John Tipton Blvd. and Balfour Rd.
John Tipton Blvd. and Eden Lane

Holman Ave.
Balfour Rd.
Eden Lane

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John Tipton Blvd. and Haines Rd.
Waldorf Ave. and Earl Ave.
Amon Ave. and Horner Ave.
Walton Ave. and Witherspoon Ave.
Walton Ave. and Beacon Ave.
Henwood Ave. and Witherspoon Ave.

Haines Rd.
Waldorf Ave.
Amon Ave.
Walton Ave.
Walton Ave.
Henwood Ave.

Pursuant to the provisions of N.J.S.A. 39:4-8(b), the Municipal Engineer certifies that the stop designation appears to be in the interest of safety and the expedition of traffic and conforms to the current standards prescribed by the Manual of Uniform Traffic Control Devices for Streets and Highways.

Stop signs shall be installed pursuant to the requirements of N.J.S.A. 39:4-141. This Ordinance shall take effect upon due publication and final enactment as provided by law.

All Ordinances or parts of Ordinances inconsistent with or in conflict with the provisions of this Ordinance are hereby repealed.

Motion To Adopt:Figueroa Second:Orth

Roll Call Vote:

Figueroa:Aye Kneib:Aye Orth:Aye Taylor: Absent Killion:Aye

Motion Carried: Ordinance Adopted After Second Reading and Public Hearing

ORDINANCE NO. 2011:11

AN ORDINANCE ESTABLISHING TRAFFIC CONTROL SIGNAL MONITORING SYSTEM

WHEREAS, by P.L. 2007, Chapter 348 (the "Act"), the Legislature of the State of New Jersey has determined that the installation of a traffic control signal monitoring system by municipalities complementing local law enforcement could serve as an effective tool in encouraging drivers to observe and obey traffic control devices at intersections, thereby increasing traffic flow and pedestrian safety; and

WHEREAS, the Township of Pennsauken (hereinafter referred to as the "Township") is desirous of installing traffic control signal monitoring systems at various intersections within the Township of Pennsauken; and

WHEREAS, the Township has determined that adoption of the Ordinance is in the best interests of the health, safety and welfare of the Borough and its residents.

NOW, THEREFORE, be it ordained by the Committee of the Township of Pennsauken, County of Camden and State of New Jersey as follows:

Section 1. Installation.

(a) The Township hereby determines to install and utilize a traffic control signal monitoring system ("System") at various intersections within the Township as approved by the State of New Jersey Commissioner of Transportation pursuant to the Act.

(b) The System to be installed shall be approved by Resolution of Township Committee.

(c) The Township shall have the authority to enter into a contract, following a lawful procurement process, for the installation of the System. Any contract that shall contain provisions contrary to the Act shall not be deemed invalid but rather reformed to conform to the Act.

(d) The signs notifying drivers that a System is being utilized shall be approved by the municipal engineer, and shall be placed on each street converging into the affected intersection as required by the Act.

(e) The Municipal Engineer shall inspect and certify the System at least once every six (6) months from the date of its installation.

Section 2. Issuance of a Summons.

The Police Department of the Township of Pennsauken shall review the recorded images produced by the System, to determine whether sufficient evidence exists demonstrating that traffic control signal violation has occurred and shall issue a Summons when appropriate in accordance with the rules of the Court.

Section 3. Use of Recorded Images.

(a) Except as otherwise provided in this section, the recorded images produced by the System shall be available for the exclusive use of the Police Department for the purpose of discharging his or her duties under P.L. 2007, Ch. 384.

(b) Any recorded image or information produced in connection with the System shall not be deemed a public record under N.J.S.A. 47:1A-1 *et seq.*, or common law. The recorded images shall not be: (i) discoverable as a public record by any person, entity, or governmental agency, except upon a subpoena issued by a grand jury or a court order in a criminal matter, or (ii) offered as evidence in any civil or administrative proceeding not directly related to a traffic control signal violation.

(c) Any recorded image or information collected in connection with a traffic control signal violation shall not be retained after sixty (60) following the collection of any fine or penalty.

(d) If a summons is not issued within forty (40) business days following the traffic control signal violation, all recorded images and any information collected with respect to the traffic control signal violation shall be removed by the Police Department within two (2) business days.

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(e) The Township shall certify compliance of this Section by filing a report to with the Commissioner of Transportation in accordance with the Act.

Section 4. Owner's Liability.

The liability of the Owner and Operator of a motor vehicle for a traffic control signal violation summons pursuant to the System shall be joint subject to provisions of the Act.

Section 5. Fines.

Any person liable for a traffic control signal violation, pursuant to the Ordinance and the Act, utilizing the System shall be subject to the following fines:

Violation	\$85.00
Late Fee	\$10.00

Section 6. Repealer.

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section 7. Severability.

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance, and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 8. Effective Date.

This Ordinance shall take effect immediately upon passage and publication according to law.

Joanne Young, 6582 Park Avenue-asked what kind of system this was?

Mr. Grochowski said it was traffic cameras at high impact intersections.

Committeeman Taylor arrived at 5:33 PM.

Motion To Adopt:Kneib Second:Orth

Roll Call Vote:

Figueroa:Aye Kneib:Aye Orth:Aye Taylor: Abstain Killion:Aye

Motion Carried: Ordinance Adopted After Second Reading and Public Hearing

RESOLUTIONS (PUBLIC MAY COMMENT) -The Following Resolution(s) will be considered and adopted individually

2011:145

RESOLUTION ADOPTING THE 3-YEAR COOPERATION AGREEMENT WITH THE COUNTY OF CAMDEN

WHEREAS, the Township of Pennsauken and the County of Camden wish to establish a cooperative means of conducting certain eligible development and affordable housing activities; an

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-4 et seq.) permits local units such as counties and municipalities to enter into agreements for the provision of joint services; and **WHEREAS**, Title 1 of the Housing and Community Development Act of 1974, the Housing and Urban-Rural Recovery Act of 1983, and the HOME Program Act of 1991, as amended, provides federal funds being made available to Camden County for use to carry out eligible Community Development Activities therein; and

WHEREAS, the Township of Pennsauken will propose certain activities to be carried out under the 34th, 35th and 36th year Community Development and HOME Programs; and

WHEREAS, the aforesaid activities are in the best interests of the Township of Pennsauken;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee that the 34th, 35th and 36th Year Cooperation Agreement be adopted;

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its enactment.

Motion To Adopt:Orth Second:Figueroa

Roll Call Vote:

Figueroa:Aye Kneib:Aye Orth:Aye Taylor: Aye Killion:Aye

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MOTION CARRIED: RESOLUTION ADOPTED

2011:146

RESOLUTION AUTHORIZING THE INSTALLATION AND MAINTENANCE OF A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM

WHEREAS, the Township of Pennsauken wishes to install a Traffic Control Signal Monitoring System at various intersections within the Township, and participate in the state program enacted in 2009 involving the use of such systems; and

WHEREAS, participation in this program must be approved by the Commissioner of the New Jersey Department of Transportation (NJDOT); and

WHEREAS, the installation and maintenance of the red light cameras at various locations is in the interest of public safety to reduce the incidence of red light running which leads to motor vehicle crashes; and

WHEREAS, Township Committee has reviewed the State's program and would like to participate in the program should such participation become authorized and approved; and

WHEREAS, as part of the application process for the State program it is necessary to have a Township Traffic Control Signal Monitoring System vendor under contract; and

WHEREAS, pursuant to Resolution 2011: 93 enacted pursuant to N.J.S.A. 40A:11-1 et seq. (the Local Public Contracts Law) the Township used competitive contracting in lieu of public bidding for the procurement of specialized goods and services the price of which exceeds the bid threshold; and

WHEREAS, the penalty for a violation is set by Township Ordinance 2011-11 and current state law; and

WHEREAS, the contract will be for five (5) years with price terms and conditions remaining fixed throughout the contract.; and

WHEREAS, two proposals were received and opened on March 3, 2011. The vendors technology and camera system along with their qualifications and equipment were reviewed by the Township Review Committee; and

WHEREAS, based on the vendor's qualifications and equipment, the Township Review Committee recommends to the Mayor and the Township Committee to award the contract to:

AMERICAN TRAFFIC SOLUTIONS (ATS), 7681 East Gray Road, Scottsdale, AZ 85260

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Pennsauken, in the County of Camden, that the contract be and is hereby awarded as follows for the Installation and Maintenance of a Red Light Camera at various intersections with the Township of Pennsauken:

AMERICAN TRAFFIC SOLUTIONS (ATS), 7681 East Gray Road, Scottsdale, AZ 85260

Ms. Young, 6525 Park Avenue, asked the difference between this and the ordinance.

Mr. Grochowski said this is another step.

Motion To Adopt:Kneib Second:Figueroa

Roll Call Vote:

Figueroa:Aye Kneib:Aye Orth:Aye Taylor: Aye Killion:Aye

MOTION CARRIED: RESOLUTION ADOPTED

CONFERENCE/ITEMS OF DISCUSSION:

1. Discussion of Businesses in Redevelopment Areas (Terry Carr/ Larry Cardwell)

Both Mr. Carr and Mr. Cardwell of the Economic Development Department were present to present the following to the Township Committee acting as the Redevelopment Authority.

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1st Byte Computer Services- would lease at 1100 Rt. 73 N. The business would be servicing and repairing computers and a small array of electronics. **This may Move Forward.**

Blues Water Ice and More-5311 N. Crescent Blvd. This would be next to Sir Speedy. They would serve funnel cake, coffee and donuts, burgers, fries, etc. **This may Move Forward.**

Labels Boutique- would like to lease at 4917 Westfield. This would be consignment items and new and used clothing. A resolution is to be passed with regard to this. **This may Move Forward.**

2. Overview of Grey Water Project at Country Club

Mr. Ed Steck and Mr. Max Peters from T&M Associates and Quentin Griffith and Dave Hershey from the Pennsauken Country Club were present.

The project would be on the east side of Haddonfield Rd. There would be a force main coming from the Maple Shade treatment plant. A force main that will come across golf course and when there is no demand the water goes into Pennsauken Creek.

There will be berms behind first and third greens. This is a new irrigation system for the golf course. There will be a constant flow of water and this will help prevent the growth of weeds in the ponds. This type of project has been done in Evesham Township for about five years. There is a five week construction period. The project is starting next week. There will be a minimum effect on play.

The work schedule is Monday through Thursday. There will be no work on weekends and the site will be cleaned up. Mr. Vitarelli was concerned about the works affect on weddings etc. They will make the pond closest to Country Club a priority. This is a good contractor that is used to working in a golf course setting so they are sensitive to these issues said Mr. Steck. There will be 9 weeks worth of work on mains, 10 weeks greens and tees, 3 weeks of laterals on the fairways. These are to overlap. The work will take about 13 weeks total. There may be the need to close a hole, but they are trying not close anything. The water will not begin to flow into the manmade pond until next spring, a liner will be installed. There would be no restrictions on the use of water with this system.

Ms. Young, 6525 Park Ave, asked about grant from DEP?
Mr. Grochowski said almost 2/3rds of the project cost was governed by the grant.

3. PSEG Work Update

Mr. Grochowski said that he met with PSEG and come 2015 they will be in voltage violation. The switching station

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can not handle load. PSEG will be upgrading cabling near Wyndam Rd. and redoing switching station near the police station. They will be notifying people when they are doing the work. PSEG will be coming before planning board. There will be no interruption in service. They will consider re-landscaping property on Rt. 130 to make it look better, instead of landscaping inside yard.

Karen Kennedy-Hall, Director of Public Relations for the Township said that an intern will be starting May 11. This is a student at William Paterson College. The intern will be doing PYAA sports and gets credits for the internship.

It was asked about insurance in case the intern gets hurt? Mr. Joyce to look into a waiver.

Mr. Grochowski that the Township Committee will need to adopt a resolution for golf tournaments soon.

AGENDA ITEMS:

OLD BUSINESS/ORDINANCES ON SECOND READING:

None

NEW BUSINESS/ORDINANCES ON FIRST READING:

None

RESOLUTIONS - MATTERS OF LITTLE OR NO DISCUSSION

None

RESOLUTIONS (PUBLIC MAY COMMENT) -The Following Resolution(s) will be considered and adopted individually.

2011:147

RESOLUTION OF THE TOWNSHIP OF PENNSAUKEN TO PERMIT THE TOWNSHIP COMMITTEE TO GO INTO CLOSED SESSION

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Governing Body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss :

Matters of contract negotiations, personnel and potential litigation.

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED that the Township Committee will meet in Closed Session.

Motion To Adopt: Taylor Second: Figueroa

Roll Call Vote:

Figueroa:Aye Kneib:Aye Orth:Aye Taylor: Aye Killion:Aye

MOTION CARRIED: RESOLUTION ADOPTED

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The Township Committee went into Closed Session at 6:15 PM for contract negotiations and personnel.

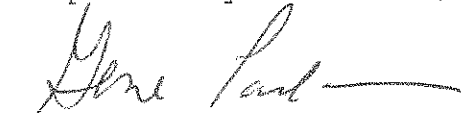
The Township Committee came back into open session at 7:40 PM.

The Township Committee adjourned on a motion by Committeeman Kneib and seconded by Committeeman Figueroa.

All Aye on Voice Vote to Adjourn, None opposed.

The Agenda/Conference Meeting adjourned at 7:40 PM.

Respectfully Submitted,



Gene Padalino
Township Clerk

MINUTES APPROVED: MAY 25, 2011