

No July 2016 Bloomsbury Borough Council Meeting

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
AUGUST 23, 2016**

The regular meeting of the Mayor and Council was held on August 23, 2016 at Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:00 PM by the reading of the Sunshine Law by Lisa A. Burd Reindel.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 21, 2016 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

ROLL CALL:	Kathleen Jordan - excused	Al Stiehler
	Vicky Papics	Martha Tersigni, Mayor
	Chris Smith - excused	Sarah Stiehler
	Eric Weger - absent	William Edleston, Esq.

FLAG SALUTE

APPROVAL OF MINUTES

The June Meeting Minutes will be held until the September meeting.

TAX COLLECTOR'S REPORTS

Mrs. Papics moved Council approve the Tax Collector's Reports of June 30, 2016 & July 31, 2016; seconded by Mr. Stiehler. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mr. Stiehler moved Council approve the Bill Lists of July 26, 2016 & August 23, 2016; seconded by Mrs. Papics.

ROLL CALL VOTE: Tersigni-aye; Papics-aye; A. Stiehler - aye; S. Stiehler-aye. Motion carried.

ZONING/CODE ENFORCEMENT REPORT

Mr. Stiehler moved Council accept the Zoning Report of July/August 2016; seconded by Mrs. Papics. All ayes. Motion carried.

COMMITTEE REPORTS

A. Stiehler:

Bethlehem/Bloomsbury Joint Court-

- Mr. Stiehler reported that he and Mr. Francisco met with Bethlehem Township to review the draft court agreement last week. They requested a few changes and they expect a new draft to be available soon. Mr. Stiehler stated the contract should be ready for inclusion on the September or October Agenda for Council consideration.

CLERK/ADMINISTRATOR REPORT

Crossing Guards-

- The Clerk reported that recently she was advised both the pm Crossing Guard and the substitute are no longer available for the 2016/2017 school year. With School starting in a few weeks, she sent out an email blast asking for interested parties to apply as soon as possible. The Clerk stated that within days she received two applications and that both have recently had background checks completed. She explained that she, Mrs. Papics & Mrs. Tersigni conducted interviews on Monday and are prepared to make a hiring recommendation to Council.
- The Clerk stated that she is not sure what if any additional safety equipment may be needed such as reflective vests, jackets & stop signs but estimated the cost to be around a few hundred dollars at most. She would like to have a spare vest and stop sign kept at Borough Hall for Mr. Creveling to use if need be, and also a spare set at the school.

Clean Communities Program-

- The Clerk reported that she organized two Clean Communities Grant Program Events in the Borough recently. She explained that 6 volunteers from Girl Scout Troop #91298 assisted with a Graffiti Abatement Event at the Borough Park on August 6, 2016 painting the pavilion and the tables. The Clerk reported that on August 12, 2016, Volunteers, Borough Employees, The Bloomsbury Hose Company and Trooper Brian Walsh from the NJSP worked with her at a Road Side Litter Clean Up Event. She explained they were able to remove 11 bags of litter and several large debris items from the roadside. Both events were a success and the Clerk looks forward to planning similar events in the near term to utilize the 2016 grant.

V.Papics:

OEM-

- Mrs. Papics reported that she attended the OEM meeting last week and the Red Cross will be giving out smoke detectors free of charge. She will be discussing the opportunity with the Bloomsbury Hose Company to see how this could benefit Bloomsbury residents.

Bloomsbury Hose Company-

- Mrs. Papics reported that the Bloomsbury Hose Company is still voicing their concern for low limbs on Musconetcong Drive, School Street and Milford Road. The Clerk will report the same to Mr. Creveling again.

M. Tersigni:

Planning Board-

- Mrs. Tersigni reported the August Planning board meeting was canceled due to lack of pending business.

Fire Inspection-

- Mrs. Tersigni stated that she believes that all violations found at the garage have been cured and no fines were levied.

Mower Repair-

- Mrs. Tersigni thanked Eric Weger & Scott Gonzalez for their work in repairing the Mower and saving the tax payers over \$600.00.

Street Lights-

- Mrs. Tersigni reminded everyone that if there are any street lights out, they should be reported to JCP&L. She explained that she does her best to take note of any she sees and go back out the next day to get the information, but it is difficult for her to personally cover the whole town.

OLD BUSINESS-

BRUNSWICK AVENUE PHASE I-

- Nothing new to report.

SRTS –

- No response has been received to date from the Governor’s Office.

NORTH STREET/PICKEL LANE-

- Nothing new to report.

4-TON WEIGHT LIMIT DESIGNATION-

- Nothing new to report.

COAH –

- Mr. Edleston reported that he sent a letter to Kevin Walsh, Counsel for the Fair Share Housing Center requesting that because the Borough is 100% within the Highland’s Preservation Area, that they allow a 100% discount from any obligation that may be assigned to us. He advised that he has not yet received a response from Mr. Walsh, but that Ms. McKenzie stated that we may be able to get a durational adjustment so that we have no immediate obligation but that if restrictions should be lifted in the future then the Borough would have to provide a certain number of units. Brief discussion followed.

COURT REVENUE REPORT-

- Mrs. Tersigni reported that the court revenue numbers are lower than anticipated.

NEW BUSINESS-

INTRODUCTION – ORDINANCE 106-16 - AN ORDINANCE SUPPLEMENTING THE CODE OF THE BOROUGH OF BLOOMSBURY BY INCLUDING A PROVISION

CONCERNING MUNICIPAL LAND USE PROCEDURES REGARDING SITE PLAN EXEMPTION FOR CERTAIN WIRELESS TELECOMMUNICATIONS COLLOCATION APPLICATIONS AND ESTABLISHING FEES THEREFOR

BE IT ORDAINED that Chapter 270 of the Code of the Borough of Bloomsbury entitled “Zoning” is hereby supplemented by inclusion of the following provision:

Section 1.
Chapter 270: Land Use, Article XXII
Fee Schedule, § 270-168 F

Telecommunications Installation is hereby supplemented and amended by adding the following new Subsection §270-168.F.3 and F.4 as follows:

- (3) Site plan exempt application fee: \$450.00
- (4) Site plan exempt application escrow deposit for professional review: \$1,500.00

Section 2.
Chapter 270: Zoning, Article XXIV
Wireless Communication Equipment and Facilities, § 270-184.1

Permitted use and conditional use treatment is hereby supplemented and amended to read as follows:

§ 270-184.1

Permitted use and conditional use treatment.

- A. Notwithstanding anything contained elsewhere in this chapter to the contrary, the installation of wireless telecommunications antennas on existing structures, subject to minor site plan approval or site plan exemption determination for collocation pursuant to N.J.S.A. 40:55D-46.2 under Sections 270-188 and Section 270-191 of this article and consistent with the visual compatibility requirements of Section 270-185 below, shall be a permitted use in all nonresidential zone districts and a conditioned use in all residential zone districts of the Borough. When proposed as a conditional use, the applicant shall meet the standards of § 270-186.

Section 3
Chapter 270: Zoning, Article XXIV
Wireless Communication Equipment and Facilities, § 270-191 (new section)

Collocation and shared facilities and sites is hereby amended to read as follows:

§270-191

Collocation and shared facilities and sites.

191.1 Federal Communications Commission (FCC) licensed wireless telecommunications providers are encouraged to construct and site their facilities with a view toward sharing facilities with other utilities, collocating with other existing wireless facilities and accommodating the collocation of other future facilities where technically, practically and economically feasible.

191.2 **Wireless Telecommunications collocation site plan waiver.**

(1) M.L.U./L. wireless communications equipment collocation pursuant to N.J.S.A. 40:55D-46.2.

(a) An application for development to collocate wireless communications equipment on a wireless communications support structure and/or in an existing equipment compound in accordance with N.J.S.A. 40:55D-46.2 shall not be subject to site plan review in accordance with the following provisions:

[1] The wireless communications support structure shall have been previously granted all necessary approvals by the appropriate approving authority;

[2] The proposed collocation shall not increase

- (a) the overall height of the wireless communications support structure by more than ten percent of the original height of the wireless communications support structure,
- (b) the width of the wireless communications support structure, or
- (c) the square footage of the existing equipment compound to an area greater than 2,500 square feet;

[3] The proposed collocation complies with the final approval of the wireless communications support structure and all conditions attached thereto and does not create a condition for which variance relief would be required pursuant to P.L.1975, c.291 (C.40:55D-1, et seq.), or any other applicable law, rule or regulation.

(b) For purposes of this section, the following definitions apply:

“Equipment compound” means an area surrounding or adjacent to the base of a wireless communications support structure within which is located wireless communication equipment.

“Collocate” means to place or install wireless communications equipment on a wireless communications support structure.

“Wireless communications equipment” means the setup of equipment and network components used in the provision of wireless communications services, including but not limited to, antenna, transmitters, receivers, base stations, equipment shelters, cabinets, emergency generators, power supply cabling, and coaxial and fiber optic cable, but excluding wireless communications support structures.

“Wireless communications support structure” means a structure that is designed to support, or is capable of supporting, wireless communications

equipment, including a monopole, self-supporting lattice tower, guyed tower, water tower, utility pole, or building.

(c) Submission requirements:

- [1] An application pursuant to N.J.S.A. 40:55D-46.2 shall submit an application, plans and documents for a proposed wireless communications equipment collocation and site plan exemption identifying (1) existing equipment compound, (2) wireless communications equipment, (3) wireless communications support structure at the site, and (4) the proposed collocation installation, modifications with all equipment and components to the Bloomsbury Borough Zoning Officer for review and confirmation that the proposed collocation conforms to the requirements of § 270-191.2 (1)(a)[1]-[3].
- [2] Application Fee: The applicant shall submit an application fee pursuant to § 270-168.F.3.
- [3] Escrow Fee: The applicant shall establish an escrow account and deposit the required fee pursuant to § 270-168.F.4.
- [4] Copies of all Bloomsbury Borough approvals granted for the existing tower, structure(s), antennas, compound, equipment cabinets, landscaping, utilities, etc. shall be submitted to the Zoning Officer.
- [5] Plans and specifications identifying existing equipment compound, wireless communications equipment, wireless communications support structure and proposed collocation wireless communications equipment and improvements at the collocation wireless communications facility shall be submitted to the Zoning Officer. Plans and specification shall identify the owner/operator/responsible party for each wireless communications installation on site, including equipment compound, wireless communications equipment, wireless communications support structure, etc. The plans and specifications shall be fully dimensioned and appropriately scaled for the Zoning Officer to confirm existing and proposed equipment compound, wireless communications equipment, wireless communications support structure and compliance with each of the provisions of § 270-191.2 (1)(a)[1]-[3] and N.J.S.A. 40:55D-46.2.

(d) Application review:

- [1] Within 10 days of receipt of an application for a proposed wireless communications equipment collocation and site plan exemption, the Zoning Officer shall review the application and verify whether the proposed collocation application and submission documents are complete. The Zoning Officer shall inspect the proposed collocation wireless communications facility and verify the accuracy of the plan and documents submitted and that the proposed collocation conforms to the requirements of § 270-191.2 (1) (a) above. The Zoning Officer may consult with the Borough or

Board Engineer, Planner and Attorney in the review of the application and submission documents and conduct of inspections. All costs associated with application review shall be paid by the applicant in accordance with N.J.S.A. 40:55D-53.2.

- [2] Upon finding that required plans and documents have been submitted and that (1) the improvements at the proposed collocation wireless communications facility are completely and accurately detailed in the submission, and (2) that the proposed wireless communications equipment collocation conforms to each of the requirements of § 270-191.2(1)(A)[1]-[3] and N.J.S.A. 40:55D-46.2, the Zoning Officer shall issue a zoning permit and a letter to the applicant indicating that the proposed wireless communications equipment collocation and site plan exemption has been approved pursuant to N.J.S.A. 40:55D-46.2.
- [3] A copy of the zoning permit and letter approving a wireless communications equipment collocation shall be provided to the Borough Council and Planning Board.
- [4] The provisions of this section may not be combined with the provisions § 270-191.2(2) to determine the eligibility of a proposed collocation equipment installation under the provisions of this section and M.L.U.L. 40:55D-46.2.

(2) Existing Tower or base station modification / Eligible Facilities site plan waiver pursuant to § 6409 of the Spectrum Act (codified at 47 U.S.C. 1455) and FCC Rule § 1.40001.

- (a) An Eligible Facilities Request for a modification to an existing tower or base station pursuant to § 6409 of the Spectrum Act (codified at 47 U.S.C. 1455) and FCC Rule § 1.40001 shall not be subject to site plan review in accordance with the following provisions:
- (b) For purposes of this section, the following definitions apply:
 - “Base Station” means a structure or equipment at a fixed location that enables Commission-licensed or authorized wireless communications between user equipment and a communications network. The term does not encompass a tower as defined in this subpart or any equipment associated with a tower.
 - (i) The term includes, but is not limited to, equipment associated with wireless communications services such as private, broadcast, and public safety services such as microwave backhaul.
 - (ii) The term includes, but is not limited to, radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power, supplies, and comparable equipment, regardless of technological configuration (including Distributed Antenna Systems and small-cell networks).
 - (iii) The term includes any structures other than a tower that, at the time the relevant application is filed with the state or local government under this section, supports or houses equipment described in paragraphs (b) (1) (I)-(ii) of this section that has been reviewed and

approved under the applicable zoning process, even if the structure was not built for the sole or primary purpose of providing such support.

- (iv) The term does not include any structure that, at the time the relevant application is filed with the state or local government under this section, missing documents or information that were not delineated in the original notice of incompleteness.
- (4) **Failure to Act.** In the event the Zoning Officer fails to approve or deny a request seeking approval under this section within the timeframe for review (accounting for any tolling), the request shall be deemed granted. The deemed grant does not become effective until the applicant notifies the applicable reviewing authority in writing after the review period has expired (accounting for any tolling) that the application has been deemed granted.
- (5) **Remedies.** Applicants and reviewing authorities may bring claims related to Section 6409(a) of the Spectrum Act (codified at 47 U.S.C. 1455) to any court of competent jurisdiction.

Section 4.
Chapter 270

All other provisions of Chapter 270 not modified herein shall remain unchanged and in full force and effect.

Section 5.
Chapter 270: Severability

If the provisions of any article, section, subsection, paragraph, subdivision, clause or application of the Ordinance shall be judged invalid by any court of competent jurisdiction, such order or judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph, subdivision, clause or application, and to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 6.
Chapter 270

This Ordinance may be renumbered for codification purposes.

Section 7.
Chapter 270: Effective date

This Ordinance shall take effect immediately upon final passage, publication according to law, and filing a copy thereof with the Hunterdon County Planning Board.

Mrs. Tersigni asked if there was a paragraph that addresses the other fees. Discussion followed.

Mrs. Papics moved Council Introduce Ordinance # 106-16; seconded by Mr. Stiehler.
ROLL CALL VOTE: Tersigni-aye; Papics-aye; A. Stiehler-aye; S. Stiehler-aye. Motion carried.

Ordinance #106-16 will be sent back to the Planning Board for their review.

CONSENT AGENDA

Mrs. Tersigni stated that the following Resolutions will be considered by Council via Consent Agenda.

RESOLUTION # 49-16 - STREET CLOSURE FOR THE SPOOKY SPRINT

WHEREAS, the Mayor and Council of the Borough of Bloomsbury hereby endorse a 5K Run hosted by the Bloomsbury Elementary School PTO to be held on October 29, 2016; and

WHEREAS, the walk will begin at 9:00 am and the run will begin at 9:15 am; and

WHEREAS said Route has been approved by the New Jersey State Police and the Hunterdon County Freeholders

WHEREAS the 5K Route and a Family Fun Walk are as follows:

5K RUN & WALK COURSE:

The route starts at Tuxhorn Park and then crosses Church Street (579) over to High Street.

At the end of High Street, it makes a right down Lehigh Street.

At the end of Lehigh Street, it crosses over Church Street (579) again to North Street.

It continues almost the full length of North Street before making a left on to Wilson Street.

It follows Wilson Street as it crosses over Main Street before turning left onto Brunswick Avenue.

It follows Brunswick Avenue to the end and then crosses over Church Street (579) again to Willow Avenue.

From Willow Avenue it makes a left on to West Street and then a quick left on to Lance Road.

At the end of Lance Road, it turns left onto Church Street (579) before making a quick right onto Main Street.

It continues almost the full the length of Main Street before making a right on to Wilson Street.

It follows Wilson Street to the end and then makes a right onto North Street.

It continues down North Street before crosses over Church Street (579) again to Lehigh Avenue.

Finally, the course makes a left onto High Street before crosses over Church Street (579) to finish at the park.

FAMILY FUN COURSE:

The route starts at Tuxhorn Park and then crosses Church Street (579) over to High Street.

At the end of High Street, it makes a right down Lehigh Street.

At the end of Lehigh Street, it crosses over Church Street (579) again to North Street.

It continues almost the full length of North Street before making a left on to Wilson Street.

From Wilson Street it makes a left onto Main Street.

It continues almost the full the length of Main Street before making a left on to East Street.

At the end East Street, it makes a right onto North Street.

It continues down North Street before crosses over Church Street (579) again to Lehigh Avenue.

Finally, the course makes a left onto High Street before crosses over Church Street (579) to finish at the park.

WHEREAS, partial street closures will be necessary to ensure the safety of all participants;

NOW THEREFORE BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury does hereby approve the partial closure of all streets outlined in aforementioned Route to ensure safety of the participants in the 5K run.

RESOLUTION # 50-16 - CHURCH OF THE ANNUNCIATION 50/50 RAFFLE & DRAW RAFFLE

WHEREAS, the Church of the Annunciation is the licensee on the application to conduct an On-Premise 50/50 Raffle & Draw Raffle, to be held on September 11, 2016 at the 80 Main Street, Bloomsbury, New Jersey from 1:00 pm – 6:00 pm; and

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid On-Premise 50/50 Raffle & Draw Raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

1. The On-Premise 50/50 raffle & Draw Raffle applications are approved contingent to the Legalized Games of Chance Control Commission approving said application.

RESOLUTION # 51-16 - RESOLUTION REQUESTING THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT AN EXEMPTION TO THE BOROUGH OF BLOOMSBURY FROM THE REQUIREMENT TO APPOINT A CERTIFIED PRINCIPAL PUBLIC WORKS MANAGER FOR THE PERIOD DECEMBER 24, 2016 THROUGH DECEMBER 23, 2021.

WHEREAS, N.J.S.A. 40:9-154.6 et seq. requires each municipality to appoint a certified principal public works manager, and

WHEREAS, N.J.S.A. 40:9-154.6 et seq. allows the Director of the Division of Local Government to grant an exemption from this requirement if the municipality conducts minimal public works activities, and

WHEREAS, the Borough of Bloomsbury conducts minimal public works activity and was granted exemptions in 1996, 2001, 2006 and 2011, and

WHEREAS, the Borough's current exemption expires on December 23, 2016,

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Bloomsbury Council requests the Director of Local Government Services exempt the Borough of Bloomsbury from appointing a Certified Principal Public Works Manager for the period December 24, 2016 through December 23, 2021 because it provides minimal public works activities.

RESOLUTION # 52-16 - A RESOLUTION CANCELLING THE UNEXPENDED BALANCE OF \$4,399.38 FROM CAPITAL ORDINANCE 103-14.

WHEREAS, The Council of the Borough of Bloomsbury previously adopted Capital Ordinance 103-14 for \$25,000 for the purchase of the Stone property, and

WHEREAS, The purchase was completed at a cost of \$20,600.62 leaving an unexpended balance of \$4,399.38, and

WHEREAS, it is necessary to formally cancel the unexpended balance by resolution.

NOW, THEREFORE, BE IT RESOLVED, that the following unexpended balance is cancelled:

RESOLUTION 53-16 - A RESOLUTION NAMING FIRST BANK, FLEMINGTON, NJ AN OFFICIAL DEPOSITORY FOR BOROUGH FUNDS.

WHEREAS, The Council of the Borough of Bloomsbury previously passed Resolution # 2-16 naming official depositories for Borough Funds, and

WHEREAS, The Borough would like to add First Bank, Flemington, NJ to the list of official depositories,

NOW, THEREFORE, BE IT RESOLVED, that First Bank, Flemington, NJ is authorized as an official depository for all Borough funds, certificates of deposits, and bond anticipation notes.

RESOLUTION # 54-16 - RESOLUTION APPOINTING A CLEAN COMMUNITIES COORDINATOR FOR THE BOROUGH OF BLOOMSBURY

BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, that Lisa A. Burd Reindel, is hereby designated Clean Communities Coordinator for the Borough of Bloomsbury for 2016.

Mr. Stiehler moved Council adopt Resolutions 49-16, 50-16; 51-16, 52-16, 53-16 & 54-16 via consent agenda; seconded by Mrs. Papics.

ROLL CALL VOTE: Tersigni-aye; Papics-aye; A. Stiehler-aye; S. Stiehler-aye. Motion carried.

RESOLUTION # 55-16 - RESOLUTION APPOINTING CROSSING GUARDS FOR 2016/2017 SCHOOL YEAR

The Mayor and Council of the Borough of Bloomsbury do hereby appoint Donna Vanya as AM Crossing Guard; Lisa Hutchison as PM Crossing Guard and Susan Galuppo as substitute Crossing Guard. All Crossing Guards will be paid \$14.00 per shift.

Mr. Stiehler moved adopt Resolution # 55-16; seconded by Mrs. Papics.

ROLL CALL VOTE: Tersigni-aye; Papics-aye; A. Stiehler-aye; S. Stiehler-aye. Motion carried.

WOODLAND TERRACE PARKING

Mrs. Tersigni stated this an ongoing issue and we get calls about it periodically and the Clerk has

people stop in at Borough Hall about the same. The current parking situation only allows for parallel parking on any street in the Borough unless otherwise designated. Because of the historical use of the cul-de-sac by residents who live there, she asked the Engineer to come up with where placement of head on parking could be if authorized by Ordinance. The Zoning Officer sent a letter to every resident on Woodland Terrace to let them know that this was going to be discussed by Council. The Clerk noted that the last time this was discussed was about 5 years ago. Mrs. Tersigni stated that if we have nose in parking, the spaces would all have to be striped. It was estimated that if only legal parallel parking took place, there would be about 10 spaces and the Engineer's drawing of proposed head on parking would allow for 12 spaces. Council discussion continued. The Clerk explained that technically right now, you can only park parallel to the curb lawfully unless an ordinance is adopted to allow for head on. Mrs. Tersigni noted that the Fire Department had expressed concern in the past about the unlawful parking and this proposal has not been brought to their attention. The Clerk stated that she gets complaints from residents that parking is an issue on the cul-de-sac, that not only are people parking head on, but they often double up, parking one behind the other in this manner. Mrs. Tersigni stated that it is a misconception that everyone is happy with this sort of self control by residents who live there, because complaints are received and we know not everyone is happy with it.

Pat Kozlowski – 8 Woodland Terrace asked if what the Council was reviewing was a proposed Ordinance change. Mrs. Tersigni stated that it is what the Engineer drafted that could be allowed. The Clerk confirmed that it would need to be adopted by Ordinance.

Cathy Stephano – 14 Woodland Terrace said that when she read the current code and she noted that there are designated areas in the Borough that do allow head on parking. Mrs. Tersigni stated that is correct and if this change was adopted, it would be included in the code as well. Mrs. Stephano asked what the issue is other than a five years ago when the Fire Department had an issue with it. She stated that it is working currently and asked why it needs to be fixed. The Clerk stated that she receives complaints every year about the parking situation, reporting that people are nose in parking, etc. and it is difficult to get around. She explained that technically her response should be to notify the Code Enforcement Officer or the NJSP so that the current code can be enforced which is only parallel parking. She stated that because this situation has been going on for so long, the Borough didn't want to have any residents ticketed for the same and that is why this issue is being considered by Council tonight. Mrs. Stephano asked if a warning couldn't be issued, rather than a ticket and questioned why it had to go that far. The Clerk stated that the Borough has taken this exact position with regard to this matter. She explained that in accordance with Borough Code, anyone parked head on could be ticketed, but that they have asked Mr. Creveling not to ticket, and in the past he has sent letters, but not ticketed anyone. She further explained that the Borough has no control over the State Police but that she has not heard that they have ticketed anyone either. The Clerk stated that the Borough is in a difficult position because residents who have complained feel we are not doing our job by not ticketing those who are parked illegally.

Vince Stephano – 14 Woodland Terrace stated that it was during the winter when the cul-de-sac was not cleared back to the curb that the fire department came and had an issue with the parking. He stated that this was because the street was snow packed out about 10' – 15' from the curb because the DPW did not clear the street properly. Mr. Stephano stated that he doesn't understand

how the Engineer came up with only 10 spaces but he is in favor of head on parking. He stated that all of the homes are single car garages and they are duplexes. He said he can't park a single car in front of his home and the current Ordinance is a hardship for them. He estimated there are only a few spaces available if they parallel park and the 12 proposed would be a great improvement.

Mr. Edleston asked if the Engineer had considered angle parking. Mrs. Tersigni stated she assumes this is the best he could come up with.

Vita Bello – 10 Woodland Terrace stated that what Vince said about everyone having one parking space in their driveway may be true but several of them have steep inclines and she will not be paying for another transmission in another vehicle so she will be parking on the street. She stated that she doesn't see a difference between the new proposal and what they are doing right now. Mrs. Tersigni stated that what they are doing right now is not permitted under the ordinance and in order to have it be permitted, Council would need to adopt an ordinance and parking would have to be between lines.

Rich Bello – 10 Woodland Terrace said he doesn't know who can be complaining but it is not anyone living on the cul-de-sac. He said he has lived there for 20 years and they have always parked this way and never had a complaint. He added that on holidays there are more cars there and everyone respects everyone's driveway, they try not to park in front of anyone's mailbox and they all respect each other so there is really not an issue. Mrs. Tersigni stated that what they are currently doing isn't lawful and Council is trying to make it lawful for them. Mr. Stiehler stated that Council is trying to address the issue and get it fixed so in the future if there is a similar complaint we can say that it is striped, and lawful. Mr. Bello asked if there was a guarantee that they will not be ticketed if they continue to park this way until the ordinance is adopted. Council stated that they cannot make such a guarantee but they have asked the Code Enforcement Officer not to issue any tickets at this time. Discussion followed.

Dennis Kane – 13 Woodland Terrace stated that both catch basins near his home need to be repaired. The Clerk will inquire with the DPW about the same.

Rob Walsh – Woodland Terrace stated that he is in favor of head on parking but he is concerned about the cross hatch area on the plan. He questioned if the spaces need to be striped at all. The Clerk will include his question when contacting the Engineer.

The Clerk will forward a draft of the meeting minutes to all absent Council members so they will be aware of tonight's discussion and ask all Council members to email her any questions they may have. She then pull together an email to Mr. Roseberry with everyone's questions or concerns, try to ascertain total cost for the Engineer's plans, the Attorney's time to write the Ordinance, the cost of publication, striping, etc. and have that information for Council consideration at the September meeting.

SERVICE ELECTRIC FRANCHISE RENEWAL

Council agreed it would be best to hold the public hearing on a Council meeting night. Mr. Edleston will email the Clerk the public notice and a specific timeline for the 2 publications and

the public hearing date tomorrow so she can arrange for the same.

CORRESPONDENCE

Council reviewed correspondence.

PUBLIC COMMENT

Vita Bello – 10 Woodland Terrace asked who enforces the five minute idling law in the Borough. She said trucks are out there for 15 – 20 minutes running constantly all day long. She asked if she needs to call NJSP each time. Mr. Stiehler stated that she can do so, that a big part of the issue is that they respond, send them away, then the trucks are back again 30 minutes later. She stated that no one else hears it or smells it or has to deal with it. Mrs. Bello stated that she is also concerned about the construction, that she knows Council sat back and said sure construct what you need to, but they are working at 5 am. The Clerk asked what construction she was referring to. Mrs. Bello clarified that her concerns are at Growmark, not at the truck stops. Mrs. Tersigni stated that in the past residents have called the State DEP with idling complaints

The Clerk stated that Growmark always been a good neighbor and very responsive to any residents' concerns in the past. She asked that Mrs. Bello allow her an opportunity to reach out to Growmark about her concerns and give them time to address the same before contacting the State Police of DEP.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Ms. Stiehler; seconded by Mr. Stiehler. All ayes, motion carried. Meeting adjourned at 8:25 PM.

Respectfully Submitted,

Lisa A. Burd Reindel, RMC, CMR
Borough Clerk/Administrator