

**BOROUGH OF BARRINGTON
MINUTES OF MONTHLY COUNCIL MEETING
September 8, 2015 at 6:00 P.M.
COUNCIL ROOM AT MUNICIPAL BUILDING**

A regular monthly Council Meeting of the Borough of Barrington was held on September 8, 2015, at 6:00 pm in the Council Room at the Barrington Municipal Building, with Council President Popiolek presiding. Mayor Klaus was absent due to health issues.

CALL TO ORDER: Council President Popiolek called the meeting to order and made the following statement: "This meeting is held in compliance with Chapter 231 of the open public meetings act of 1975 and appropriate notice has been given. Notice of the meeting was filed with the Retrospect and Courier Post and also in the main office of the Borough Clerk where notices are currently kept. He then led the salute to the flag of our country and thanked all for coming out tonight.

ROLL CALL: The Municipal Clerk called roll of Council and reports the following:

Ludwig	- yes	Popiolek	- yes
Nicholson	- yes	Bergeron	- yes
Robenolt	- yes	Rink	- yes

Also on dais: Municipal Clerk Terry Shannon and Solicitor Timothy Higgins, Esq.

APPROVAL OF MINUTES: Council President Popiolek noted that Council was provided with a copy of the printed minutes of the August 11, 2015, Council meeting and asked if there were any corrections. Seeing no corrections, on a Motion by LUDWIG and RINK the printed Council minutes were approved as submitted by all members of Council present.

MOTION IS CARRIED

RESOLUTION OF PROMOTION:

RESOLUTION NO. 9-2015-113, PROMOTING DAVID PAWLING TO THE POSITION OF POLICE SERGEANT

On a Motion by ROBENOLT and RINK the Resolution as read was approved with the following poll vote:

Ludwig	- yes	Popiolek	- yes
Nicholson	- yes	Bergeron	- yes
Robenolt	- yes	Rink	- yes

RESOLUTION APPROVED

Council President Popiolek commended the Public Safety Committee on a very difficult decision; there were several qualified candidates. In the absence of Mayor Klaus, the Oath of Office for Sgt. Pawling was administered by Borough Solicitor Timothy Higgins with the Sergeant's parents holding the bible.

COMMITTEE REPORTS: The Municipal Clerk read a summary of the August 2015, monthly reports as submitted by Chief Dave Roberts for Police; Chief C. Jason Houck for Fire Company; Fire Official Steve DePierri for Regional Fire Alliance; Superintendent Michael J. Ciocco for Department of Public Works with a reminder that the shred event is September 19; Construction Official John Szczerbinski for Construction Department; Tax Collector Kristy Emmett for Tax and Sewer Collections and Court Administrator Catherine Lawson for the Municipal Court .

On a Motion by LUDWIG and BERGERON the monthly reports were approved as submitted by all members of Council present.

MOTION IS CARRIED

OLD BUSINESS-ORDINANCES FOR SECOND READING, PUBLIC HEARING AND ADOPTION:

The Municipal Clerk stated that the following ordinances are for public hearing and adoption:

ORDINANCE NO. 1039: ORDINANCE OF THE BOROUGH OF BARRINGTON, COUNTY OF CAMDEN AND STATE OF NEW JERSEY, APPROVING THE SALE OF CERTAIN LANDS BY THE BOROUGH OF BARRINGTON TO BARRINGTON REDEVELOPMENT URBAN RENEWAL, LLC, AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS NECESSARY TO IMPLEMENT SAID SALE

On a Motion by POPIOLEK and ROBENOLT the second reading of the ordinances was approved with the following poll vote:

Ludwig	- yes	Popiolek	- yes
Nicholson	- yes	Bergeron	- yes
Robenolt	- yes	Rink	- yes

On a Motion by BERGERON and RINK the public hearing on the above Ordinance was opened.

PAUL GROSS, 146 Tavistock Blvd – thought it would say Delco Development not Barrington Redevelopment. Council President said that is an excellent observation. Advised that Delco Development is the parent company and each property they have is under a separate company. Mr. Gross said the borough paid \$5 million for the project and we are selling to Delco for \$3.75 million, what happened to that money. Council President Popiolek replied that \$1 million was for the motel; rest will be made up with taxes (TIF). Mr. Gross asked about default if Delco can't pay and was advised there is a protection that will default to the borough. We would also have rents and leases so we would still have revenue stream from WAWA and the restaurant

Seeing no more comments from the public, on a Motion by RINK and BERGERON, the public hearing on the above Ordinance was closed.

On a Motion by POPIOLEK and BERGERON the ordinance was adopted with the following poll vote:

Ludwig	- yes	Popiolek	- yes
Nicholson	- yes	Bergeron	- yes
Robenolt	- yes	Rink	- yes

ORDINANCE ADOPTED

NEW BUSINESS-ORDINANCES FOR INTRODUCTION ON FIRST READING: The Municipal Clerk stated that the following ordinance is for introduction on first reading:

ORDINANCE NO. 1040: ORDINANCE OF THE BOROUGH OF BARRINGTON, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPROVING AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH A LONG TERM TAX EXEMPTION AND PILOT AGREEMENT BETWEEN THE BOROUGH OF BARRINGTON AND BARRINGTON REDEVELOPMENT URBAN RENEWAL LLC, PURSUANT TO N.J.S.A. 40A:20-9 ET SEQ.

On a Motion by ROBENOLT and NICHOLSON, the Ordinance as read was approved with the following poll vote:

Ludwig	- yes	Popiolek	- yes
Nicholson	- yes	Bergeron	- yes
Robenolt	- yes	Rink	- yes

Council President Popiolek announced that the public hearing on above ordinances will be held during the October 13 Council meeting following proper advertising and a public hearing.

NEW BUSINESS-RESOLUTIONS: The Municipal Clerk advised that she would read the following Resolutions by title, one after another, and Council will have the opportunity to vote as a Consent Agenda at the end of the reading:

RESOLUTION NO. 9-2015-102: AUTHORIZING MEMBERSHIP IN A MUTUAL AID AND ASSISTANCE AGREEMENT WITH PARTICIPATING UNITS

RESOLUTION NO. 9-2015-103: REQUESTING APPROVAL OF ITEMS OF REVENUE AND EXPENSE

RESOLUTION NO. 9-2015-104: RESOLUTION OF THE BOROUGH OF BARRINGTON, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPROVING THE APPLICATION OF BARRINGTON REDEVELOPMENT URBAN RENEWAL LLC FOR A LONG TERM TAX EXEMPTION AGREEMENT, PURSUANT TO N.J.S.A. 40A:20-8 ET SEQ.

RESOLUTION NO. 9-2015-105: CERTIFYING LIENS AGAINST CERTAIN PROPERTIES FOR COSTS INCURRED BY THE BOROUGH OF BARRINGTON IN ACCORDANCE WITH THE PROPERTY MAINTENANCE CODE

RESOLUTION NO. 9-2015-106: CHANGE ORDER NO. 9—SANITARY SEWER COLLECTION SYSTEM REHABILITATION AND ABANDONMENT OF WILLOWS PUMP STATION

RESOLUTION NO. 9-2015-107: REJECTING THE BIDS RECEIVED FOR PAVING OF SHREVE AVENUE LITTLE LEAGUE COMPLEX PARKING LOT

RESOLUTION NO. 9-2015-108: AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES FOR 2015-16

RESOLUTION NO. 9-2015-109: TO ADOPT THE YEAR 37 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT

RESOLUTION NO. 9-2015-110: TO ADOPT THE YEAR 36 SUPPLEMENTAL FUNDS COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT

RESOLUTION NO. 9-2015-111: AUTHORIZING PARTICIPATION WITH THE POLICE AND FIRE FEDERAL CREDIT UNION

RESOLUTION 9-2015-112: APPROVING THE SEPTEMBER BILL LIST – TOTAL \$ 1,160,517.01

Councilman Ludwig asked if the rejection of bids for the Little League parking lot will affect the other possibilities that were talked about; Municipal Clerk Shannon advised that it is strictly to reject the bids received because they were too high.

On a Motion by NICHOLSON and LUDWIG the Resolutions as read were approved with the following poll vote:

Ludwig	- yes	Popiolek	- yes
Nicholson	- yes	Bergeron	- yes
Robenolt	- yes	Rink	- yes

RESOLUTIONS APPROVED

Council President said he was glad to see the Willows Abandonment resolution 9-2015-106 as that project has been another project that has been long in the planning.

COMMENTS FROM MEMBERS OF THE GOVERNING BODY:

COUNCILMAN LUDWIG – congratulations Dave and good luck, it's a tough job, be safe; to the committee, and Chief good job on this process as painful as it was. School is open be on the lookout for the kids.

COUNCILWOMAN NICHOLSON – congratulations Dave, it is well deserved and best of luck, thank you Lieutenant and Chief for your time and patience in the process and the committee did a great job. Tonight we have Macy Johnson and Angela Zabo here; the two had the idea to repair the Wish Upon a Star Park when they were in 5th grade. We received a \$25,000 grant so now that you are in 7th grade maybe can complete the project before you graduate from Woodland. The committee is anxious to get together with Supt. of Public Works Mike Ciocco to see where they will begin; we have ideas from the playground company and we would like you to also be a part of that. School is started please watch out for the kids. Enjoy the rest of September.

COUNCILMAN ROBENOLT – congratulations Dave, we know you will do an outstanding job. To the committee and the rest of council thank you, a lot of long hours were put in with a lot of good candidates and a long process; I am sure we made the right decision; Chief and Lieutenant, thanks for your input. We will have a quick Green Team meeting after council, if you are interested please stick around.

Council President Popiolek thanked the councilman and the committee

COUNCILWOMAN BERGERON – congratulations to the committee, you worked hard and we know that it was not an easy process with the many good candidates. Congratulations Dave well deserved. I think you hold the record for being promoted in the shortest time; that is so much to be said about you. We love watching Patti smile and seeing how proud she is of you. The town wide yard sale is postponed to October 3; the sale will benefit the TNR program, a great cause.

COUNCILMAN RINK – congratulations Dave, it was tough but we got the best man, congratulations to you and your parents. Away on vacation so couldn't get to the BBA meeting, which the Chief said it was cancelled as no one attended.

COUNCILWOMAN NICHOLSON – forgot to mention that the Harvest Festival is October 10 so please plan to stay in town and attend to shop, eat and have fun.

COUNCIL PRESIDENT POPIOLEK – we made a lot of progress on the White Horse Pike and we are tying this project up; one last thing is the PILOT agreement which is a financial agreement between Wawa, Delco or Barrington Redevelopment, just so the check clears, where the agreement puts much needed tax dollars into our budget. With a PILOT agreement the municipality doesn't give a tax break but the municipality gets 95% of the tax dollars and county gets other 5%; it keeps more money in town. Thank you to my colleagues on council for your support and we look forward to seeing the rest of the project come to a close. Congratulations to Dave on your promotion. I was on the interview committee that hired Dave.

MAYOR KLAUS – absent

PUBLIC PORTION: Council President Popiolek advised that if you have comments or questions to come forward and state your name and address for the record. Public comment is limited to five minutes per person. On a motion by LUDWIG and BERGERON the public portion of the meeting was opened.

PAUL GROSS, 146 Tavistock Blvd – with reference to Ordinance 1040, in the press it said the first year the borough gets \$120,000, what happens after that? Council President said there is an automatic 2.5% increase every year. Mr. Gross said that then every year they will "donate" \$120,000 plus 2.5%, does that escalator go both ways? Council President said no and advised that every 5 years the PILOT is open for adjustments. Councilman Ludwig said please, for the record, be clear this is not a donation, it is taxes – that does make a difference. Mr. Gross asked about the WAWA investment and Solicitor

Higgins advised that at the ground breaking WAWA said they were making a 6 to 7 million dollar investment. Council President advised there a several PILOT programs in the county. He advised that municipalities use the PILOT to entice larger companies to come in. A comment made to him by a restaurateur said they like to know what their taxes will be as it helps for budgeting and financing. PILOTS are not uncommon.

KEN WILLSON, 19 W Gloucester Pike - with reference to the MEWS. When originally before the Planning Board, Zoning Board and Council it was senior complex only; now more Section 8 than seniors and people far younger than he is. They had a 35 year PIOLT agreement, they are not doing what the agreement said, they are just like any other apartment complex; should they pay taxes rather than a PILOT. Council President Popiolek advised that this was discussed at the caucus meeting and council is going to investigate to see if we can revoke that PILOT. Councilman Ludwig said he reached out to Region 9 Housing which does senior housing all across New Jersey, they are federally recognized and they are looking into purchasing that building. That really has nothing to do with us except it would get back to senior housing. Council President Popiolek said as a government agency we don't discriminate against any housing whether senior housing or Section 8 as long as they operate in accordance with the terms so the issue at point is the condition of the PILOT which is already in the works with our legal department.

With no further comments from the public, on a motion by ROBENOLT and RINK the public portion of the meeting was closed.

With no further business to be transacted, on a motion by NICHOLSON and BERGERON the meeting was adjourned at 6:39 pm.

ATTEST: Terry Shannon
Terry Shannon, Municipal Clerk