



ASSISTED LISTENING
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Notice is being forwarded in accordance with
the Open Public Meetings Act
April 26, 2019

**MOORESTOWN TOWNSHIP COUNCIL
MUNICIPAL COMPLEX (COUNCIL CHAMBERS)
111 West Second Street
Moorestown, New Jersey 08057**

AGENDA

April 29, 2019

7:00 P.M.

7:00 P.M. WORKSHOP

I. MAYOR'S STATEMENT:

"Notice of this meeting has been provided in accordance with the Open Public Meetings Act" by:

1. Posting a copy of the Annual Meeting Schedule on the bulletin board in the Municipal Complex and emailing a copy to the Courier Post, Philadelphia Inquirer and all those requesting copies on January 8, 2019.
 2. Posting a copy of the agenda on the bulletin board at the Municipal Complex.
 3. Filing a copy of the agenda in the office of the Township Clerk at the Municipal Complex.
 4. Forwarding a copy of the agenda to the Courier Post and the Philadelphia Inquirer.
 5. Forwarding a copy of the agenda to each person who has requested copies of the regular meeting schedule.
- All of the above posting, filing and mailing have taken place on the 26th day of April, 2019.

II. INFORMAL COUNCIL DISCUSSION:

- Representatives from the Alaimo Group and Pennoni Associates will present an overview of ongoing, and proposed, capital improvement projects for which they are responsible. Alaimo and ERI presented water and sewer projects at the last council meeting.

III. RESIDENT REQUESTS, COMMENTS AND PRESENTATIONS

Members of the public will be provided an opportunity to comment on matters that are not otherwise listed as items to be considered during the "7:30 Official Action" section of the meeting. (See below.) Members of the public wishing to comment on items to be considered during the official action section of the meeting will have an opportunity to do so as those items are considered.)

*** Concise comments would be appreciated during the public comment period out of consideration for all in attendance and so everyone wishing to speak will have an opportunity to do so. At, or about, 7:30, the Council will postpone public comments and begin consideration of the agenda items listed under "7:30 Official Action." Members of the public who have not yet spoken during the public comment period, and who have a desire to do so, will be afforded an opportunity, time permitting, at the conclusion of the Official Action section of the meeting.

7:30 P.M. OFFICIAL ACTION

IV. MOMENT OF SILENCE

V. FLAG SALUTE

VI. DISCUSSION

1. Reports from Members of Council
2. Upcoming Meeting(s) **Municipal Complex - 111 West Second Street**
 - a. May 1, 2019 - 8:00 a.m. (Budget) (Council Chambers)
 - b. May 6, 2019 - 7:00 p.m. (Workshop) 7:30 p.m. (Official Action) (Council Chambers)
 - c. May 20, 2019 - 7:00 p.m. (Workshop) 7:30 p.m. (Official Action) (Council Chambers)
3. Agenda Updates, if necessary
4. Adopting Consent Agenda Resolution No. CA 04 29 2019

VII. PRESENTATIONS AND PROCLAMATIONS

1. Proclamation - Arbor Day
2. Proclamation - Community -Wide Yard Sale
3. Proclamation - Sexual Assault Awareness Month Recognizing Contact of Burlington County's Work

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VIII. ORDINANCES ON SECOND READING

1. **3-2019** AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN AMENDING CHAPTER 180 ENTITLED "ZONING" OF THE TOWNSHIP OF MOORESTOWN BY REPLACING ARTICLE XIA AND AMENDING ARTICLE XXXI TO IMPLEMENT AFFORDABLE HOUSING DISTRICTS IN FURTHERANCE OF THE FAIR HOUSING ACT – *The ordinance, introduced on March 25 and scheduled for a public hearing for April 29, contains zoning changes in multiple areas necessary to advance various affordable housing developments set forth in an affordable housing settlement agreement approved in 2018. However, it was announced at the last meeting of council that action on this ordinance, which addresses "multiple" zoning areas will be tabled and, in lieu of its consideration, more focused ordinances pertaining to individual areas will be introduced for consideration. Tabling this broader and more complex ordinance and allowing for more focused reviews of zoning changes proposed in individual areas will allow for a more thorough review of zoning changes necessary as a result of the settlement agreement. No action will be taken on this Ordinance, other than to table it.*
2. **4-2019** A BOND ORDINANCE OF THE TOWNSHIP OF MOORESTOWN, COUNTY OF BURLINGTON, NEW JERSEY APPROPRIATING \$95,000 AND AUTHORIZING THE ISSUANCE OF \$90,250 IN BONDS OR NOTES OF THE TOWNSHIP TO BE USED FOR THE UPDATE OF THE TOWNSHIP'S AMERICAN WITH DISABILITIES ACT (ADA) TRANSITION PLAN. *Title II of the Americans with Disabilities Act (ADA) of 1990 requires all state and local agencies to have an ADA transition plan for all its buildings, parks, roads and other facilities. A plan that meets federal requirements will help guide township activities to better serve people with disabilities. Having such a plan is also a condition of certain federal grants, including the "TAP" Grant for Lenola streetscaping.*

IX. ORDINANCES ON FIRST READING

1. **5-2019** AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN, COUNTY OF BURLINGTON, NEW JERSEY APPROPRIATING \$760,000 AND AUTHORIZING THE ISSUANCE OF \$532,000 IN BONDS OR NOTES OF THE TOWNSHIP TO BE USED FOR VARIOUS IMPROVEMENTS ALONG STRAWBRIDGE LAKE, TOGETHER WITH ALL RELATED EXPENSES. *In prior years, council authorized funding through the issuance of bonds and for the application of a county grant to advance certain improvements in, and around, Strawbridge Lake. The improvements are: a pathway along the Lake, restoration of "Children's Pond," and stormwater improvements around Haines Drive. Preliminary engineering and design of the three projects are concluding and the projects are being bid. This bond ordinance will allow the Township to borrow \$532,000 as well utilize \$200,000 from a county grant to cover the work remaining to be done on these projects. All projects will be bid and awards of contracts to the lowest responsible bidders will be subject to future council review and approval. To the extent that project costs are less than anticipated, funding authorizations can be canceled. The ordinance sets a May 20 hearing date to receive public comment and, if appropriate, allow for final passage.*
2. **6-2019** AMENDING CHAPTER 56 (CONSTRUCTION CODES, UNIFORM), ARTICLE I (UNIFORM CONSTRUCTION CODES), SECTION 56-3 ENTITLED FEES; REPORTS *This ordinance would change the fee schedule for inspections related to various construction projects. On balance, the proposal is intended to allow for reasonable increases in revenue that will help defray the costs of: enhancing software to allow a "public portal" to make the application and inspection process more efficient and user friendly; allowing for staffing initiatives that will expedite permit reviews and allow more convenient scheduling for residents with respect to inspections. Without these modest fee changes, either property taxes would have to be increased to pay for improvements benefiting the regulated community, or the improvements could not advance. The ordinance sets a May 20 hearing date to receive public comment and, if appropriate, allow for final passage.*
3. **7-2019** AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN AMENDING CHAPTER 180 ENTITLED "ZONING" BY REVISING DEFINITIONS, ARTICLE XIA, THE L-MR DISTRICT AND CREATING THE AMF-2 DISTRICT IN FURTHERANCE OF THE FAIR HOUSING ACT *This ordinance establishes zoning consistent with a plan to allow senior income restricted housing on Centerton Road as a component of the affordable housing settlement agreement. This ordinance specifically makes changes to the "definitions" section of the Zoning Code to clarify "Continuing Care Retirement Community" and "Senior Congregate Care Community". Further, this new zone affects the rear portion of the subject lot and is envisioned to allow multiple dwelling units for affordable housing as per the Township's Housing*

Element and Fair Share Plan. The ordinance sets a May 20 hearing date to receive public comment and, if appropriate, allow for final passage.

4. **8-2019 AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN AMENDING CHAPTER 180 ENTITLED "ZONING" OF THE TOWNSHIP OF MOORESTOWN BY CREATING THE AMF-5 DISTRICT IN FURTHERANCE OF THE FAIR HOUSING ACT** *This ordinance establishes zoning consistent with a plan to allow senior income restricted housing on Centerton Road as a component of the affordable housing settlement agreement. This new zone affects one and a half lots that are contiguous and contemplated to allow "Continuing Care Retirement Community" or "Senior Congregant Care Community" uses in proximity to affordable housing units within the adjacent AMF-2 Zone. Further, any market-rate age-restricted development will trigger a required income restriction component, or a set aside for affordable housing pursuant to the Township's Housing Element and Fair Share Plan. The ordinance sets a May 20 hearing date to receive public comment and, if appropriate, allow for final passage.*

X. RESOLUTIONS NOT ON CONSENT AGENDA *(This matter will be considered individually.)*

1. **87-2019 A RESOLUTION ADOPTING A TEMPORARY CAPITAL BUDGET FOR 2019.** *The township's capital budget will be a part of the 2019 budget which will not be adopted, at the earliest, until mid June. State law provides that until such time as a capital budget (or temporary capital budget) is in place, bond authorizations cannot advance. This resolution establishes a temporary capital budget for 2019 so the ADA Study and Strawbridge Lake projects -- otherwise funded by ordinances listed on this agenda -- can advance. The temporary capital budget also funds basic necessities, including meter replacements and critical repairs. Enumerated projects can be changed and new projects can (and likely will) be added as part of the budget consideration which is ongoing.*

XI. CONSENT AGENDA RESOLUTIONS *(These matters will be considered as a group.)*

1. **88-2019 AUTHORIZING A ONE-YEAR EXTENSION OF A CONTRACT TO KLENZOID INC. FOR PURCHASE AND DELIVERY OF LIQUID CORROSION INHIBITOR/SEQUESTERING AGENT IN THE AMOUNT OF \$23,163.75** *This resolution authorizes a one-year extension of an existing and competitively bid contract for the purchase of material necessary for the sound operation of township utilities. The one-year extension is at the same price as the past year. Without this extension, the township would have to rebid the contract and would likely see an increase in price reflecting a cost-of-living increase.*
2. **89-2019 AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE FOR FLYNN AVENUE ASSOCIATES LLC (BLOCK 1500, LOT 4)** *This resolution releases a performance guarantee posted by the developer of a sports fieldhouse facility on Flynn Avenue. Developer performance has been certified by the Alaimo Group, Alternate Engineer, which has overseen the project. A maintenance guarantee will be in place upon release.*
3. **90-2019 AUTHORIZING THE CANCELLATION OF CERTAIN WATER AND SEWER CHARGES** *This resolution makes adjustments to nine sewer/water bills due to: two typographical errors; five repairs to leaking facilities; and two misreads.*
4. **91-2019 AUTHORIZING A SURPLUS AUCTION FOR THE YEAR 2019** *This resolution allows for the auction of various public vehicles and equipment held by the Department of Public Works. Vehicles are being auctioned off due to unreliability due to age/disrepair or general lack of need. Older mowers, leaf blowers, and other less heavy equipment are being sold due to lack of operability or state of disrepair. It should be noted that the department has its own repair shop (with occasional use of outside vendors as necessary or efficient) and generally continues to use old equipment until its state of disrepair reaches a point where it can't be fixed or its recurring need of repair interferes with the timely maintenance of critical vehicles.*

XII. MINUTES

XIII. APPROVAL OF EXPENDITURES

XIV. MANAGER'S REPORT

XV. COMMENTS FROM THE PUBLIC

*Members of the public will be provided an opportunity to comment on general matters. *** Concise comments would be appreciated during the public comment period out of consideration for all in attendance and so everyone wishing to speak will have an opportunity to do so.*

XVI. CONTINUATION OF WORKSHOP (if necessary)

XVII. CLOSING COMMENTS BY COUNCIL

XVIII. CLOSED SESSION - Resolution No. CS 04 29 2019 (if necessary)

XIX. ADJOURNMENT *(It shall be the practice of Council to adjourn all meetings no later than 10 p.m., unless Council shall agree otherwise. Any items on the agenda not addressed may be continued to the next meeting of Council.)*

FORMAL OFFICIAL ACTION MAY BE TAKEN ON ANY ITEM ON THE OFFICIAL ACTION AGENDA

If you require special accommodations, please contact the Municipal Clerk at (856) 235-0912 at least 24 business hours prior to the meeting so that appropriate accommodations may be made.