

BOROUGH OF LAUREL SPRINGS
REGULAR MEETING OF MAYOR AND COUNCIL
MONDAY, September 10, 2018
MAYOR THOMAS A. BARBERA PRESIDING

SALUTE TO THE FLAG AND MOMENT OF SILENCE was led by Mayor Barbera

OPEN PUBLIC MEETINGS LAW – Mayor Barbera stated that adequate notice of this meeting was given by emailing the Retrospect and the Courier-Post on May 17, 2018 and posting on the Borough Website and bulletin board in the Borough Hall.

ROLL CALL recorded as present: Letts, Mochel, DiGregorio, Cruz and DelPidio, with Redstreak absent.

APPROVAL OF MINUTES –

- Regular Meeting of Monday, August 13, 2018 – the motion to approve by Councilwoman Mochel, was seconded by Councilman DiGregorio with Letts, DelPidio, DiGregorio and Mochel in favor, Cruz abstaining and none opposed.

ORDINANCES – Second Reading and Adoption

- **#826-2018 – AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 23 OF THE CODE OF THE BOROUGH OF LAUREL SPRINGS ENTITLED, “HEALTH” BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF LAUREL SPRINGS, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AS FOLLOWS:**

SECTION 1. Chapter 23 of the Code of the Borough of Laurel Springs is hereby amended and supplemented by the addition of a new Article III, entitled “Public Health Nuisance Code of New Jersey (1953),” as follows:

ARTICLE III

Public Health Nuisance Code of New Jersey (1953)

§ 23-8. Public Health Nuisance Code. The Public Health Nuisance Code of New Jersey (1953) is hereby adopted to define and prohibit certain matters, things, conditions or acts and each of them as a nuisance, prohibiting certain noises or sounds, requiring the proper heating of apartments, prohibiting lease or rentals of certain buildings, prohibiting spitting in or upon public buildings, conveyances or sidewalks, authorizing the inspection of premises by an enforcing official, providing for removal or abatement of certain nuisances and recovery of expenses incurred by the Board of Health in removing or abating such nuisances and prescribing penalties for violations.

§ 23-9. Violations and penalties.

Any person who violates any section of this ordinance shall be subject to a fine of not less than \$250 nor more than \$1,250 for each violation of this ordinance or imprisonment in the county jail up to 90 days, or both, in the discretion of the municipal court judge before whom such defendant shall be convicted. Each day that the violation exists is considered to be a separate offense.

SECTION 2. All ordinances or parts of ordinances which are inconsistent with the provisions hereof, are, to the extent of such inconsistencies, hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage, adoption, and publication in the manner prescribed by law.

- Mayor Barbera opened the meeting to the Public for questions and comments. Hearing none, Mayor Barbera closed the meeting to the public.
- The motion to adopt by Councilwoman Mochel was seconded by Councilman Letts, with DiGregorio, Cruz, DelPidio, Mochel and Letts in favor, none opposed and no abstentions
- **#827-2018- AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 193 OF THE CODE OF THE BOROUGH OF LAUREL SPRINGS ENTITLED, “PROPERTY MAINTENANCE”**
BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF LAUREL SPRINGS, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. Chapter 193 of the Code of the Borough of Laurel Springs is hereby amended and supplemented by the addition of a new Article III, entitled “New Jersey State Housing Code, as follows:
ARTICLE III

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New Jersey State Housing Code

N.J.A.C. 5:28-1.1 (2010)

§ 193-23. New Jersey State Housing Code. The New Jersey State Housing Code, N.J.A.C. 5:28-1.1, et seq. is hereby adopted to constitute the standards to guide the Borough of Laurel Springs or its enforcing agents in determining the fitness of a building for human habitation, use, or occupancy.

§ 193-24. Violations and penalties.

Any person who violates any section of this ordinance shall be subject to a fine of not less than \$250 nor more than \$1,250 for each violation of this ordinance or imprisonment in the county jail up to 90 days, or both, in the discretion of the municipal court judge before whom such defendant shall be convicted. Each day that the violation exists is considered to be a separate offense.

SECTION 2. All ordinances or parts of ordinances which are inconsistent with the provisions hereof, are, to the extent of such inconsistencies, hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage, adoption, and publication in the manner prescribed by law.

- Mayor Barbera opened the meeting to the Public for questions and comments. Hearing none, Mayor Barbera closed the meeting to the public.
- The motion to adopt by Councilwoman Mochel was seconded by Councilwoman DiGregorio, with Letts, DelPidio, Cruz, DiGregorio and Mochel in favor, none opposed and no abstentions

First Reading and Introduction-

- **#828-2018- ORDINANCE OF THE BOROUGH OF LAUREL SPRINGS, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING A TAX ABATEMENT AGREEMENT BETWEEN THE BOROUGH OF LAUREL SPRINGS AND MASAKATSU, LLC PURSUANT TO THE CHAPTER 241 OF THE CODE OF THE BOROUGH OF LAUREL SPRINGS**
- The motion to introduce by Councilwoman Mochel was seconded by Councilman Letts with, DiGregorio, Cruz, DelPidio, Letts and Mochel in favor, none opposed and no abstentions
- The Second Reading, Public Hearing and Adoption are scheduled for Monday, October 15, 2018 at 7 pm at Laurel Springs Recreation Center, 820 Grand Avenue Laurel Springs NJ 08021.

RESOLUTIONS

- **#070-2018- RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF LAUREL SPRINGS, COUNTY OF CAMDEN, NEW JERSEY AUTHORIZING THE ISSUANCE AND SALE OF UP TO \$45,000 OF SPECIAL EMERGENCY NOTES OF THE BOROUGH OF LAUREL SPRINGS; MAKING CERTAIN COVENANTS TO MAINTAIN THE EXEMPTION OF THE INTEREST ON SAID NOTES FROM FEDERAL INCOME TAXATION; AND AUTHORIZING SUCH FURTHER ACTIONS AND MAKING SUCH DETERMINATIONS AS MAY BE NECESSARY OR APPROPRIATE TO EFFECTUATE THE ISSUANCE AND SALE OF THE NOTES**

BACKGROUND

WHEREAS, the Local Budget Law, Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Budget Law") authorizes, *inter alia*, municipalities to adopt ordinances authorizing special emergency appropriations for, among other things, the preparation and execution of the revaluation of real property; and

WHEREAS, the Borough Council of the Borough of Laurel Springs, County of Camden, New Jersey ("Borough") has duly and finally adopted ordinance 804-2016 ("Ordinance") appropriating the sum of \$75,000 to pay such costs as further described in the Ordinance ("Project"); and

WHEREAS, Section 55 of the Local Budget Law, N.J.S.A. 40A:4-55, authorizes the Borough to issue special emergency notes to finance the costs of the Project; and

WHEREAS, the Borough has heretofore issued its special emergency notes in the principal amount of \$60,000 to temporarily finance the costs of the Project ("Prior Note"); and

WHEREAS, the Prior Note matures on September 26, 2018; and

WHEREAS, it is the desire of the Borough to issue its special emergency notes in the principal amount of up to \$45,000, as further described in Exhibit "A", the proceeds of which, together with other available funds in the amount of \$15,000, will be used to repay the principal of the Prior Note at maturity; and

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WHEREAS, pursuant to the Local Budget Law and the ordinance, it is the intent of the Borough Council to hereby authorize, approve and direct the issuance and sale of such special emergency notes, to ratify and confirm certain actions heretofore taken by or on behalf of the Borough, and to make certain related determinations and authorizations in connection with such issuance and sale.

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LAUREL SPRINGS, COUNTY OF CAMDEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), PURSUANT TO LOCAL BUDGET LAW, AS FOLLOWS:

Section 1. Pursuant to the Local Budget Law, the issuance of special emergency notes of the Borough, to be designated, substantially, "Borough of Laurel Springs, County of Camden, New Jersey, Special Emergency Notes of 2018, Series A" ("Notes"), in an aggregate principal amount of up to \$45,000, is hereby authorized, approved, ratified and confirmed.

Section 2. The Chief Financial Officer, with the assistance of the law firm of Parker McCay P.A., Bond Counsel, is hereby authorized and directed to award and sell the Notes at a public or private sale at a price of not less than par, and to deliver the same to the purchaser thereof upon receipt of the payment of the purchase price thereof.

Section 3. At the next meeting of the Borough Council after the sale of the Notes, the Chief Financial Officer is hereby authorized and directed to report, in writing, to the Borough Council, the principal amount, rate of interest and the name of the purchaser of the Notes.

Section 4. The Notes shall be dated the date of delivery thereof and mature no later than one year from said date. The Notes will not be subject to redemption prior to maturity. The Notes may be renewed from time to time, but shall be paid and mature in accordance with the provisions of Section 55(b) of the Local Budget Law, N.J.S.A. 40A:4-55(b).

Section 5. The Notes shall be issued in bearer form in denominations of \$20,000 or greater in \$1,000 increments. The Notes shall be executed in the name of the Borough by the manual or facsimile signatures of the Mayor and Chief Financial Officer, and shall be under the corporate seal of the Borough affixed, imprinted, or reproduced thereon, and attested by the manual or facsimile signature of the Borough Clerk or Deputy Borough Clerk.

Section 6. The Notes are ultimately payable from ad valorem taxes that shall be levied upon all taxable real property in the Borough without limitation as to rate or amount.

Section 7. The Borough hereby covenants that it will not make any use of the proceeds of the Notes or do or suffer any other action that would cause: (i) the Notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Notes to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Notes to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 8. The Borough hereby covenants as follows: (i) it shall timely file, or cause to be filed, with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and (ii) it shall take no action that would cause the Notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 9. The Borough hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Notes.

Section 10. The Borough hereby designates the Notes as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Borough hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Borough during the period from January 1, 2018 to December 31, 2018, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Notes.

For purposes of this Section 10, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the Borough: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the

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Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

Section 11. All actions heretofore taken and documents prepared or executed by or on behalf of the Borough by the Mayor, Chief Financial Officer, Borough Clerk, other Borough officials or by the Borough's professional advisors, in connection with the issuance and sale of the Notes are hereby ratified, confirmed, approved and adopted.

Section 12. The Mayor, Chief Financial Officer and Borough Clerk are hereby authorized and directed to determine all matters and execute all documents and instruments in connection with the Notes not determined or otherwise directed to be executed by the Local Budget Law or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer or Borough Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 13. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 14. This Resolution shall take effect immediately upon adoption this 13th day of August, 2018.

Exhibit "A" •

Ordinance Number	Amount of Notes Authorized	Notes Outstanding	Notes to be Issued
804-2016	\$75,000	\$60,000	\$45,000

- Mayor Barbera gave explanation of how Special Emergency notes work and become paid off over five years and at what point in the process this note is. He gave explanation that the original issuance of the note was for the County mandated revaluation.
- The motion to approve by Councilwoman Mochel was seconded by Councilwoman DiGregorio with Letts, Cruz, DelPidio, DiGregorio, and Mochel in favor, none opposed and no abstentions.

• **#071-2018- ADOPTING PERSONNEL POLICIES AND PROCEDURES**

WHEREAS, it is the policy of the Borough of Laurel Springs to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Mayor and Council of the Borough of Laurel Springs has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Mayor and Council of the Borough of Laurel Springs that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the governing body.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough shall operate under the legal doctrine known as "employment at will."

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BE IT FURTHER RESOLVED that the Borough Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Municipal Clerk and the Borough Solicitor shall assist the Borough Administrator in the implementation of the policies and procedures in this manual.

- The motion to approve by Councilwoman Mochel was seconded by Councilman Letts with DiGregorio, Cruz, DelPidio, DiGregorio and Mochel in favor, none opposed and no abstentions

- **#072-2018- FOR RENEWAL OF MERCANTILE LICENSE**

WHEREAS, Mayor and Council of the Borough of Laurel Springs have passed an ordinance establishing Chapter 169 of the code of the Borough of Laurel Springs, known as "Mercantile License".

WHEREAS, a license is required to operate or conduct any business establishment in the Borough of Laurel Springs.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council of the Borough of Laurel Springs that the proper investigation has been made and the following applicants have complied with the general laws and statutes of the state and the ordinance of the Borough of Laurel Springs.

BE IT FURTHER RESOLVED that approval has been granted by Mayor and Council for RENEWALS OF "MERCANTILE LICENSE" for:

Cleaning MD's – James McVey – 811 West Atlantic Avenue

- The motion to approve by Councilwoman Mochel was seconded by Councilwoman DiGregorio with Letts, Cruz, DelPidio, DiGregorio, and Mochel in favor, none opposed and no abstentions

- **#073-2018- TO REFUND DUPLICATE TAX PAYMENT**

WHEREAS, certain adjustments are necessary to the records of the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Laurel Springs, County of Camden, State of New Jersey that the following adjustments be approved.

<u>OWNER</u>	<u>BLOCK/LOT</u>	<u>AMOUNT</u>	<u>REASON</u>	<u>REFUND TO</u>
BIRMINGHAM	11/2	\$1,440.53	DUPLICATE PAYMENT	JEFFREY BIRMINGHAM

- The motion to approve by Councilwoman Mochel was seconded by Councilman Letts with DiGregorio, Cruz, DelPidio, DiGregorio and Mochel in favor, none opposed and no abstentions

- **#074-2018- ACCEPTING QUOTE OF FOCUS HVAC FOR HVAC INSTALATION AT THE CORD MANSION**

WHEREAS, quotations were solicited for the purchase and installation of high efficiency condenser and evaporator for the Cord Mansion Project in keeping with tasks listed in the Sustainable Jersey Energy Efficiency Grant; and

WHEREAS, quotations were received and reviewed by the Borough Administrator of the Borough of Laurel Springs; and

WHEREAS, Sustainable Jersey Energy Efficiency and Capital Funds are available to complete this task; and

WHEREAS, Focus HVAC, Seven Pennsylvania Avenue, Stratford, NJ 08084 has provided a proposal herewith attached in the amount of \$6,240.00, which was the only quote received of four quotes solicited;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Laurel Springs, in the County of Camden, and the State of New Jersey that they hereby approve the Mayor and Clerk to accept the quote of FOCUS HVAC in the amount of \$6,240.00.

- The motion to approve by Councilwoman Mochel was seconded by Councilwoman DiGregorio with Letts, Cruz, DelPidio, DiGregorio, and Mochel in favor, none opposed and no abstentions

- **#075-2018- AMENDING APPOINTMENTS FOR THE YEAR 2018**

WHEREAS, Resolution #013-2018 designated the appointments for the year 2018; and

WHEREAS, it is necessary from time to time to amend the appointment list; and

NOW, BE IT RESOLVED, by Mayor and Council of the Borough of Laurel Springs, County of Camden, and State of New Jersey do hereby amend the list of appointments for Municipal Committees and Employees for 2018 as follows:

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<u>POSITION</u>	<u>TERM</u>	<u>NAME</u>
<u>SEWER UTILITY</u>		
Utility Collection Systems Operator	10-01-2018-12-31-2018	Jason Kennedy

POLICE DEPARTMENT

Crossing Guards – Part Time	09-10-2018-12-31-2018	Joyce A. Kelly
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- The motion to approve by Councilwoman Mochel was seconded by Councilman Letts with DiGregorio, Cruz, DelPidio, DiGregorio and Mochel in favor, none opposed and no abstentions.

• **#076-2018-URGING THE LEGISLATURE TO AMEND S-716, S-477 AND S-1766**

WHEREAS, While it is commendable that legislation is being considered to provide additional compensation to Firefighters with cancer, S-716 as currently written will prove to be very expensive to municipalities, and

WHEREAS, While it is also commendable that the statute of limitations is being extended for claims involving sexual abuse, S-477 as currently written would eliminate the statute of limitations entirely leaving officials and volunteers with the near impossible task of defending a claim that is decades old, and

WHEREAS, Under current law family members can already collect substantial compensation for actual losses such as medical bills, lost income as well as loss of companionship, and

WHEREAS, the combined impact of these bills would devastate local government insurance budgets at a time when the local taxpayers are being squeezed because of changes in the Federal code.

NOW THEREFORE BE IT RESOLVED, by the Borough of Laurel Springs Mayor and Council that it hereby supports the following;

- S-716 be amended to provide that the cancer presumption be limited to types of cancer that scientific evident establishes that Firefighters develop at a higher rate than the general public, and
- S-716 be amended to end the presumption at age 65 when the firefighter becomes eligible for Medicare. Alternatively, S-716 should be amended to remove volunteers and establish a special program for them along the lines recently adopted by New York, Connecticut, Michigan, Colorado and Georgia, and
- S-716 also be amended so that the standard to rebut the presumption remains at the current “preponderance of the evidence”, and
- S-477 be amended to increase statute of limitation on claims involving sexual molestation against public entities to 7 years, subject to no limitation against the molester, and
- S-1766 be amended to remove public entities subject to Title 59, and

A copy of this resolution be forwarded to the Governor, the legislative delegation in the 4th District, the Senate President and the Speaker of the Assembly.

- The motion to approve by Councilwoman Mochel was seconded by Councilwoman DiGregorio with Letts, Cruz, DelPidio, DiGregorio, and Mochel in favor, none opposed and no abstentions
- RESOLVED TO PAY \$1,351,245.54 FROM CURRENT ACCOUNT AND \$98,351.76 FROM TRUST AND CAPITAL ACCOUNTS
- The motion to approve by Councilwoman Mochel was seconded by Councilwoman DiGregorio with Letts, Cruz, DelPidio, DiGregorio, and Mochel in favor, none opposed and no abstentions

COMMITTEE REPORTS

- DIRECTOR OF PUBLIC WORKS, BOARDS, SERVICES/PRESIDENT OF COUNCIL – Councilman Redstreak was absent.
- DIRECTOR OF PUBLIC BUILDINGS & GROUNDS – Councilman Cruz read the Public Buildings and Grounds Reported dated September 10, 2018.
- DIRECTOR OF MUNICIPAL COURT – Councilwoman DiGregorio had no report.
- DIRECTOR OF ADMINISTRATION AND FINANCE – Councilman Letts read the CFO’s report for the month ending August 31st, 2018, a copy of which is on file and available for review.
- DIRECTOR OF RECREATION – Councilman DelPidio read the Recreation report dated September 10, 2018 copy of which is available for review.

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- DIRECTOR OF PUBLIC SAFETY – POLICE AND FIRE – Councilwoman Mochel read the Fire and Police reports for August 2018, copies of which are on file and available for review.
- MAYOR’S REPORT – Mayor Barbera read the Mayor’s Report which reviewed his activities since the last regular meeting on August 13th, copies of which are on file and available for review.

OLD BUSINESS - None.

NEW BUSINESS-

- New Jersey League of Municipalities convention, November 13-15, 2018. Please let Cathy know your intention to attend by Wednesday, September 19, 2018.
- Edmunds Proposal- for online credit card services- Mayor explained the proposal and the pricing, which is within the restraints of adopted budget appropriations. There was explanation of how the online payments would work. There was discussion of the convenience fee which would be borne by the property owner. Council expressed no objections to the Borough moving forward with the proposal.

ITEMS RECEIVED AFTER THE AGENDA WAS PRINTED – None.

COMMENTS FROM THE PUBLIC –

- **Bob Lickfield-432 Glen-** expressed that it is hard to see at Lakeview Avenue driving up Glen Avenue. Mayor Barbera referred his request to the Police Chief for his recommendation.
- **Carolyn Redstreak- 733 Park Avenue-** had two concerns. First, about certain children on bicycles that seem to be playing chicken with cars, to which Councilwoman DiGregorio concurred, and Chief Rabottino characterized as a national trend, but responded that when his officers see it they address it, but wants residents get a description and please call police with it when an incident is seen. Secondly, she addressed a situation with dogs not being on leashes. She walks her dog twice per day and there is a continuous problem with a particular dog that has come after her and her dog quite a few times. Her husband actually went to the owner’s house to discuss the situation. She described some other incidents with the dog being off property and off leash saying the dog owner has no control over the dog. The offer to send the owner a copy of the ordinance was made.
- **Ann Haus-1017 Stone Road – Described problems with** Bulk trash put out early, or carpet contractors leaving piles of carpet on the curb. It was responded that Trash Truck out of service this week so they were behind, but agreed that there are problems between the town calendar errors and a general misunderstanding of when bulk trash pickup is. They will certainly leave a notice of the violators.
- **Ken Lippincott- 511 Park Avenue** - Tomorrow is 911 and 17th anniversary. He continues saying the country lost a lot of people that day and asked for a remembrance.
- **Denise Burns- 229 Broadway-** questioned a window that was missed out at her curb, pickup will be worked out.
- **Meg Simon- 208 Broadway** - Read prepared statement about a traumatic incident with unleashed dog attack on her dog which ended in the death of her dog. Chief Rabottino addressed the incident, but said that he had no recourse, to which Solicitor Botcheos said that there is a State Statute that covers exactly this, to which Chief Rabottino said they contacted the Camden County Prosecutors office. Solicitor Botcheos reiterated that there is a State Vicious Dog Statute that covers this, to which Chief Rabottino responded that the Animal Control Officer did not deem the dog vicious, to which Solicitor Botcheos responded, not vicious, but potentially vicious. Further saying, to be deemed vicious it must attack and harm a human, but if it attacks another dog it is what is called potentially vicious. The animal control officer cites the owner, impounds the dog, and takes it to the municipal court judge to determine if the dog is potentially dangerous. Then there are many things that the owner must do such as having the animal impounded, provide special tags or tattooing. There is an entire scheme in place under the State Statute which is why there is nothing more required in the municipal ordinance. Chief Rabottino reiterated what the Animal Control and Camden County Prosecutors had offered him. Mrs. Simon

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offered what she had found out from the ASPCA about criteria and handling of potentially vicious dogs to which Solicitor Botcheos said there was more than enough in the State Statute to handle it. Chief Rabottino said he would redress the issue. There was discussion of what steps Mrs. Simon now had to take because the owner lives in Lindenwold and her concerns about them as they were uncooperative and harsh during the attack incident. Solicitor Botcheos asked if the Animal Control Officer from Lindenwold had been contact and who from the Prosecutors Office did they speak to. Borough Administrator Cheeseman suggested that Chief Rabottino have a conference call with Borough Solicitor Botcheos the next day, to explore ways that the situation can be redressed. There was further discussion about whether the dog was leashed or in control.

- Tony Carozza-234 Washington Avenue was there and wanted to give a statement.
- **Denise Burns- 229 Broadway-** Related dog attack incident that she also experienced at another location on Broadway with an unleashed dog. She also called the police, but did not press charges. Councilman DelPidio said that that dog is a repeat offender.
- **Allison Manny- 505 West Maple Avenue** – said that she was very concerned that this dog attack happened at Elementary School and hopes the town is prepared to deal with this situation so a child doesn't get mauled. She also said that she is worried about the heroin overdose situation, to which Chief Rabottino explained that in the case of an overdose the law does not allow for arrest. There was discussion of the selling of drugs and enforcement of a drug free school zone. There was an overall discussion of Opiate Epidemic and the causes.
- **Bob Lickfield-** 432 Glen Avenue - reminded that the dog leashing ordinance requires leashes to be less than 6 feet.
- **Councilwoman DiGregorio-** Discussion of the State Statute pre-empting any local ordinance in Laurel Springs, Lindenwold or otherwise, and any benefit of referencing the State Statute in our ordinance.

ANNOUNCEMENTS

- Tuesday, September 11th – Whitman Stafford Committee @7pm @Farmhouse
- Wednesday, September 19th – School Board @7pm @Laurel Springs School
- Thursday, September 20th - Combined Land Use Meeting @7pm @Rec Center – an application has been received
- Monday, September 24th – Work Session Meeting of Council @7pm @Recreation Center

ADJOURNMENT –There being no further business a motion was made by Councilwoman Mochel, which was seconded by Councilman Letts to adjourn at 7:58 p.m.

Respectfully submitted

Dawn T. Amadio, RMC,
Municipal Clerk