

REGULAR MEETING
TOWNSHIP COMMITTEE
JUNE 19, 2019

Chairperson Danna called to order a regular meeting of the Township Committee of the Township of Deerfield, County of Cumberland and State of New Jersey, at the Municipal Building, 736 Landis Avenue, Rosenhayn, at 7:00 p.m.

Chairperson Danna led the flag salute.

The Clerk took roll call and members present included Mrs. O'Brien, Mr. Stanzione, Mr. Brago, Mr. Terrigno and Mr. Danna. Robert Casella attended for Solicitor Michael Testa.

Departmental Reports

The Clerk presented the departmental reports of the Zoning/Housing Officer, Tax Collector, Treasurer, Fire Marshal and Emergency Management Coordinator. Mrs. O'Brien made a motion, seconded by Mr. Brago to accept and file the departmental reports. The Committee approved.

Resolutions

The Clerk presented Resolution #19-74- Authorizing The Renewal Of Liquor License Issued To The Deerfield Township Elks Lodge #733 For The License Term 2018-2019 Pursuant To A Special Ruling 12:18 By The Director Of The Division Of Alcoholic Beverage Control. Mrs. O'Brien made a motion, seconded by Mr. Terrigno to adopt

Resolution	#19-74.	Roll	Call	Vote:
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Mrs. O'Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzione	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

The Clerk presented Resolution #19-75 - Authorizing The Renewal Of Liquor Licenses In The Township Of Deerfield For the 2019-2020 Term. Mrs. O'Brien made a motion, seconded by Mr. Terrigno to adopt Resolution #19-75. Roll Call Vote:

Mrs. O'Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzione	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

The Clerk presented Resolution #19-76 - Awarding A Contract To Fralinger Engineering In the Sum Of \$50,000.00 In Connection With Engineering Services For DCA Small Cities CDBG Project 19-0432-00 In The Township Of Deerfield. Mrs. O'Brien made a motion, seconded by Mr. Brago to adopt Resolution #19-76. Roll Call Vote:

Mrs. O'Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzione	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

The Clerk presented Resolution #19-77- Awarding A Contract to Fralinger Engineering In The Sum Of \$28,500.00 In Connection With Professional Services For The Resurfacing of Garrison Road In the Township of Deerfield. Mr. Terrigno made a motion, seconded by Mr. Brago to adopt Resolution #19-77. Roll Call Vote:

Mrs. O'Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzione	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

The Clerk presented Resolution #19-78 - Authorizing The Exclusion Of The Public From A Meeting Of The Township Committee To Be Held On Wednesday, June 19, 2019 – Pertaining To Contract Negotiations. Mr. Brago made a motion, seconded by Mr. Terrigno to adopt Resolution #19-78. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

Old Business

The Clerk presented reports from Department Chairs. Chairperson Danna said that he and the maintenance supervisor went out and looked at Mulberry Street as a submission for the NJDOT 2020 Municipal Aid application.

Mr. Brago stated that public works removed some bushes at the side entrance and in the back by the senior center. He further stated that public works will be working on a garden for the seniors. As to animal control, Mr. Brago indicated that there have been 14 calls so far for the month of June. He noted one incident in the Township that may need to be elaborated upon as it moves forward, but Mr. Shinn has been working diligently with the Prosecutor’s Office on that matter. As to Recreation, Mr. Brago noted that there is a Recreation meeting next Wednesday. He also noted that a flyer has been sent out for Cinema Night and there will two (2) movies. Mr. Brago stated that it will cost less money this year as we’re making a couple of changes.

The Clerk presented Update-Discussion And Motion For Submissions For NJDOT FY 2020 State Aid Program. The Clerk noted that the two (2) roads proposed are Maple Street from Morton Avenue to Greenman Avenue and Mulberry Street from South Shiloh Avenue to Cedar Street. Mr. Terrigno made a motion, seconded by Mrs. O’Brien to submit Maple Street and Mulberry Street for the FY 2020 Municipal Aid Program. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

The Clerk presented Update-Discussion Regarding Peddlers’ Ordinance (Chapter 141) – Food Truck Outline. The Clerk indicated that the food truck outline and other documents were in the packets this evening. Mr. Terrigno started the discussion with Mr. Brago and Mrs. O’Brien noting the recommendations from Planner. It was noted that the Land Use Board made no recommendation as to zoning and sent the matter back to the Township Committee.

Mrs. O’Brien asked if the Township would be interested in allowing food trucks on one of the Township parks and charging the food truck an annual fee to set up and allowing a two (2) hour time limit.

Mr. Stanzone questioned whether the County or State could overrule the Township as to parking on the roads in the Township as most of them are either County or State owned. Mr. Casella indicated that the Township is limited to either dedicated or paved parking areas (commercial area, township owned or parks). He further indicated that it would be a place where customers congregate or have access to.

Discussion moved to fees for food trucks as to weekly versus annual fees. Additional discussion was held as to need and/or demand for food trucks. Mr. Casella also noted the hire of food trucks for private events and Mrs. O'Brien stated that the Committee had discussed that as a catering event.

Discussion was held regarding a time limit on food trucks at a location. Mr. Terrigno questioned the trucks that go to a local business and how would a time limit affect that situation. Discussion was held among the members as to a "food" truck versus a "lunch" truck and how the time limit would affect the trucks. It was reiterated as to whether or not to allow trucks on Township property. It was also discussed as to trucks going to a local business with adequate parking versus a business on Landis Avenue who may not have an adequate amount of parking for a food truck and the business's customer parking. It was noted that there could be traffic safety issues.

Mr. Brago proposed a 2 hour time limit for food trucks at a location.

Mr. Stanzione stated that the Committee is putting a lot of time and effort in how to make the trucks and business accountable for a time limit. He further stated that the trucks and businesses are going to try and figure out a way to get around the rules. Mr. Stanzione indicated that the Township needs to make a stand and stick to it. He noted that the liquor store on Landis Avenue had sold sandwiches in the past and a food truck could sell the sandwiches through the liquor store. Mrs. O'Brien stated that the food truck would need County health approval.

Mr. Terrigno noted that he does not believe anyone has a problem with the selling of food, the issue is a current business bringing a food truck in and not coming before the Land Use Board and having an adequate site plan and parking.

Discussion was held about putting the onus of having a food truck on the property owner and any liability from traffic would be on the property owner. Mr. Casella noted that it's always a liability issue as to what a property owner does with their property but it's also a zoning issue and that's why the time limit issue is there for the intensity of the use of the property.

Mrs. O'Brien proposed putting the onus on the food truck owner and having the food truck owner show where they would be going and how they are going to park at a certain location. Mrs. O'Brien suggested making the food truck get a letter from the owner of the land granting permission to park there, a plot plan where they intend to park and how the additional parking load will be accommodated. It was also suggested that these requirements could be part of the application process.

Discussion was held regarding allowing or not allowing food trucks in the Township. It was noted that there are safety issues and other concerns. It was reiterated the proposal by Mrs. O'Brien. Mr. Brago noted that there has been no correspondence from any food truck representative and would more research be beneficial. Mrs. O'Brien stated that she did a lot of research and engaged several attorneys, but the question is does the Township want food trucks – yes or no. Mr. Stanzione indicated that he believes that the matter will work itself out. He further indicated that if the Township allows it in a certain area it will work out as no one is here disputing the discussion.

Discussion was again brought up as to food trucks at a local business.

Mrs. O'Brien asked if the Township wants food trucks and there was a consensus of "yes".

Mr. Terrigno suggested a 2 hour time but no specific time of day. He also suggested the truck remaining at least 500 feet from another food establishment.

Discussion was held regarding 2 hours of operation during the course of the day for any food truck. Further discussion was held as to reason the food truck matter was being addressed at this time. It was noted that no further business or food truck has come before the Committee regarding this matter. It was also discussed and agreed that the current Ordinance be amended to increase the Ordinance from one (1) hour to two (2) hours and food trucks would stay at least 500 feet away from a brick and mortar food establishment. It was also agreed that the annual fee for food trucks would be \$1,200 a year and there would be County health inspection approval and local fire marshal inspection.

Discussion was held regarding “special permits”. There was also discussion regarding the regulation of a business holding a special event and conforming to health and fire regulations. Mr. Brago noted the regulations and inspections are due because the business is operating outside its regular business operations. Chairperson Danna stated that he attended a special meeting where the zoning officer arranged for the vendor, State Police, Health Department and other pertinent officials to meet regarding an upcoming event a “closed” business. Mrs. O’Brien questioned what law caused the inspection and pre-meeting. Mr. Casella stated that a business is subject to regulation. After additional discussion, Mr. Casella suggested a limited number of special permits per owner per year and make the owner pay per food truck. Mr. Brago recommended 6 special permits per year. It was also recommended that the establishment would apply for the special permit and the fee would be \$100 per food truck.

New Business

The Clerk presented Approval Of Special Permit – Rosenhayn Volunteer Fire And Rescue For August 4, 2019 From 11:00 AM To 8:00 PM – Annual Chicken Barbeque. Mrs. O’Brien made a motion, seconded by Mr. Stanzone to approve the special permit for the Chicken Barbeque. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

The Clerk presented Approval Of Renewal Of Coin Operated Machines Or Devices For Amusement – Renewals For Campani’s Legacy Lanes, Rosenhayn Tavern And Deerfield Township Elks Lodge #733. Mrs. O’Brien made a motion, seconded by Mr. Brago to approve renewal of the coin operated machines or devices for amusement. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

Mr. Terrigno mentioned that he had spoken with a drone operator to see where the water is coming from near the location of Greenman and Vineland Avenues. Mr. Terrigno indicated that he felt that if the Township could get an aerial view then the Township could see where the water is coming from. Mr. Brago inquired whether the person Mrs. O’Brien spoke to at the County came out when it rained last week. Mr. Stanzone felt that the drone was not necessary. He stated that the Township could go to the County office on Broad Street and they will give a zoomed in aerial view of the location.

Mr. Brago brought before the Committee a suggestion to have only one meeting in July and August. Mr. Terrigno inquired as to the Resolution passed by the Committee for bill payments. The Clerk indicated that the bills could still be paid and the bill list would be added to the next payment of bills. Mrs. O’Brien made a motion, seconded by Mr. Brago to approve one meeting for the months of July and August. Said meetings would be the first meetings of the month (July 3 and August 7, 2019). Roll Call Vote;

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

Communications

The Clerk indicated that there were no communications this evening.

The Clerk presented Resolution #19-79 for the Payment Of Bills. Mrs. O’Brien made a motion, seconded by Mr. Terrigno to adopt Resolution #19-79. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

Public Comment

Mr. Terrigno made a motion, seconded by Mr. Brago to open the meeting to the public. The Committee approved.

Gerda Hoerhl of 537 Richards Road came before the Committee. Mrs. Hoerhl stated that there is a large bush at the corner of Big Oak and Parvins Mill and it is difficult to see past when you get the intersection. She also asked if something could be done about the unwanted newspapers thrown on the driveways. Mrs. Hoerhl stated that they sit there for weeks and no one removes them until she does when she cleans up the road. The Committee thanked Mrs. Hoerhl for her time and said they would look into both matters.

There being no further comment from the public, Mr. Stanzone made a motion, seconded by Mr. Terrigno to close the meeting to the public. The Committee approved.

Mrs. O’Brien made a motion, seconded by Mr. Terrigno to go into Executive Session per the Resolution this evening. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzone	Yes	Mr. Danna	Yes
Mr. Brago	Yes		

Mrs. O’Brien made a motion, seconded by Mr. Brago to reconvene the regular meeting. The Committee approved.

Mr. Terrigno made a motion, seconded by Mrs. O’Brien to counter offer the proposal made by the Cumberland County Improvement Authority Solid Waste Complex as to curbside pickup and counter the offer by asking that curbside pickup be at no cost to the Township or its residents. Roll Call Vote:

Mrs. O’Brien	Yes	Mr. Terrigno	Yes
Mr. Stanzione	No	Mr. Danna	Yes
Mr. Brago	No		

Mr. Terrigno noted that they will have our counter offer and if they say “no” then so be it. The Clerk stated that she will send an email to the Improvement Authority Solid Waste Complex to that affect

There being no further business, Mr. Stanzione made a motion, seconded by Mrs. O’Brien to adjourn the meeting. The Committee approved.

Rudy Danna, Jr., Chairperson
Township of Deerfield

ATTEST:

Karen Seifrit, Clerk
Township of Deerfield