

June 11, 2020

The Township Committee met on the above date via Gotomeeting.com with Mayor Jeremy Liedtka calling the meeting to order at 7:00 PM. Following a moment of silence, roll call was taken showing present: Mayor Jeremy Liedtka, Deputy Mayor Lido Panfili, Committeemen Shreekant Dhopte and Michael Russo and Committeewoman Denise Koetas-Dale. Also present John Gillespie Township Attorney, Joe Hirsh Township Engineer and Caryn Hoyer Township Clerk.

The Open Public Meetings Act statement was read and compliance noted.

AGENDA MATTER(S) REQUIRING RECUSAL(S)

None

COMMENTS FROM THE PUBLIC – MATTERS APPEARING ON THE AGENDA ONLY

None

CONSENT AGENDA

Mr. Panfili made a motion seconded by Mr. Russo to approve the May 28th and June 4th minutes. All were in favor.

TOWNSHIP ENGINEER REPORT

Joe Hirsh reported to that Sykesville Road phases 1 & 2 were submitted late in May to the NJDOT. We are still waiting on approval to go out to bid. We are submitting 2021 applications by July 1st for White Pine and Sykesville Road. The tennis wall and Fenton Lane Recreation Building bathroom project plans will be completed the end of next week and will be ready to go to bid. Mr. Panfili asked Mr. Hirsh to send him the recreation plans on the bathrooms once they are completed and before they go out to bid.

ORDINANCE FOR INTRODUCTION

Mr. Panfili made a motion seconded by Mr. Dhopte to introduce Ordinance 2020-8. Roll Call was taken; Ms. Koetas-Dale – yes; Mr. Dhopte – yes; Mr. Russo – yes; Mr. Panfili – yes; Mr. Liedtka – yes. Public Hearing is scheduled for June 25, 2020.

**TOWNSHIP OF CHESTERFIELD
ORDINANCE NO. 2020-8**

**AN ORDINANCE ESTABLISHING A TEMPORARY PROCESS FOR PERMITTING
OUTDOOR DINING**

WHEREAS, on March 9, 2020, the Governor issued Executive Order 103, declaring a State of Emergency and Public Health Emergency throughout the State of New Jersey as a result of the COVID-19 coronavirus pandemic; and

WHEREAS, on March 16, 2020, the Governor issued Executive Order 104, limiting the scope of service and hours of operation for restaurants and certain retail

establishments to balance the need to allow individuals to access food and other essential materials with the need to limit unnecessary person-to-person contact; and

WHEREAS, on March 21, 2020, the Governor issued Executive Order 107, further limiting the scope of service for restaurants to offering only food delivery and/or take-out services in accordance with their existing liquor licenses; and

WHEREAS, Executive Order 107 recognized that the Centers for Disease Control and Prevention (“CDC”) has advised that social mitigation strategies for combating COVID-19 require every effort to reduce the rate of community spread of the disease and that COVID-19 spreads most frequently through person-to-person contact when individuals are within six feet or less of one another, and ordered further steps to mitigate community spread of COVID-19; and

WHEREAS, on March 21, 2020, the Governor issued Executive Order 108, invalidating any municipal restriction that in any way will or might conflict with any of the provisions of Executive Order 107; and

WHEREAS, on June 3, 2020, the Governor issued Executive Order 150, permitting outdoor dining services at restaurants with or without a liquor license, beginning on June 15, 2020, with continued adherence to state and federal safeguarding guidelines; and

WHEREAS, the Department of Health issued Executive Directive 20-014 establishing protocols restaurants offering outdoor dining services pursuant to Executive Order 150 must adhere to, including but not limited to, limiting seating to a maximum of eight (8) customers per table and arrange seating to maintain six feet (6) between parties, prohibiting patrons from entering the indoor premises of restaurant, except to walk through such premises when entering or exiting the food or beverage establishment in order to access the outdoor area, or to use the restroom, and requiring patrons to wear a face covering while inside or away from their table unless the patron has a medical reason for not doing so; and

WHEREAS, Executive Order 150 permits municipalities to use their existing authority to allow restaurants to expand their footprint to outdoor areas, including but not limited to sidewalks, streets, or parks; and

WHEREAS, the Division of Alcoholic Beverage Control has created a temporary permit, known as the COVID-19 Expansion of Premises Permit, to all licensees and permittees with on-premises retail consumption privileges to expand their licensed premises into outdoor areas, either contiguous or non-contiguous to their permanently licensed premises until November 30, 2020; and

WHEREAS, the Township Committee would like to establish a process for licensing outdoor dining during the State of Emergency and Public Health Emergency that is expeditious and efficient, while continuing to protect the public health, safety and welfare of the community; and

WHEREAS, outdoor dining is not currently regulated through Chesterfield Township Land Development Code Chapter 130 or any other provision of the Township Code; and

WHEREAS, the Code of the Township of Chesterfield, Chapter 66 Section 28, prohibits the consumption of alcohol on any public street, lane, sidewalk, public parking lot or other outdoor public place or area; and

WHEREAS, the Municipal Land Use Law prohibits interim zoning ordinances except “in cases where the municipality demonstrates on the basis of a written opinion of a qualified health professional that a clear imminent danger to the health of the inhabitants of the municipality exists, and in no case shall the...interim ordinance exceed a six-month term” (NJSA 40:55D-90b); and

WHEREAS, the Governor’s State of Emergency and Public Health Emergency recognize that the spread of COVID-19 presents a clear imminent threat to the health of all residents of the State of New Jersey.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey, as follows:

ARTICLE I. TEMPORARY MODIFICATIONS TO THE TOWNSHIP CODE

Pursuant to N.J.S.A. 40:55D-90 and Executive Order 150, the Township Code of the Township of Chesterfield is temporarily modified as follows to allow for a temporary permitting of outdoor dining and a temporary relaxation of the Code prohibition of the public consumption of alcohol. Such modifications shall remain in effect from the effective date of this Ordinance until the earlier of December 31, 2020 or until administratively terminated by the Township Committee by Resolution. The temporary modifications discussed above are as follows:

1. §130-10, entitled “Exceptions from zoning regulations” is temporarily modified by the addition of subsection (D) which shall read as follows:

D. Temporary Outdoor Restaurant Seating. Restaurant owners and managers may allow for outdoor restaurant seating upon the granting of a Temporary Outdoor Restaurant Seating Permit. Permit applicants shall submit applications for temporary outdoor restaurant seating permits to the Township Zoning Officer. The Township Zoning Officer shall distribute the application to the Township Chief of Police and the Municipal Health Officer for their review, and shall approve, approve with conditions, or disapprove the application within 15 calendar days of its submission. All applications shall comply with all provisions of Chapter 104 and shall meets the following requirements:

1. Permit applications shall include a floor plan or other drawing demonstrating the proposed layout or expansion of outdoor seating areas, the relocation of any tables and seats, and any proposed changes to parking areas. The proposed temporary layout may not result in an expansion in the number of available tables or seats.
2. Permit applications must include insurance certificates as required by §130-136 of the Township Code.
3. If the applicant holds an alcohol retail consumption license, the application must include a valid Place to Place transfer License. This application for a

Place to Place license transfer, which is necessary in order to allow the existing licensed premises to be expanded to include the proposed outdoor seating area, shall be processed in accordance with state and municipal requirements governing such applications. The Township may waive this requirement if permitted by State executive orders, legislation, or regulation.

- 2. §66-28, entitled “Consumption and discarding of containers,” and prohibiting the public consumption of alcohol is hereby amended to add the following language as paragraph “C” to read as follows:

C. The public consumption of alcohol may be allowed on the property of businesses possessing alcohol retail consumption licenses if said license holders have been granted a temporary outdoor seating permit pursuant to §130-10 of the Township Code and if such consumption would not violate the terms of the retail consumption license.

ARTICLE II. REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

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**ORDINANCE FOR ADOPTION**

Mayor Liedtka suggested tabling ordinance 2020-7 until the next meeting. He stated there are other issues within the brush drop off that need to be clarified and that we should do just one ordinance to address it all. All agreed.

**RESOLUTIONS**

Mr. Russo made a motion seconded by Mr. Dhopte to approved Resolutions 2020-6-2 All were in favor.

**TOWNSHIP OF CHESTERFIELD  
RESOLUTION 2020-6-2**

**RESOLUTION AUTHORIZING REFUND OF  
RECREATION DEPOSITS**

**WHEREAS**, Chapter 146 of the Code of the Township of Chesterfield Entitled “Parks and Recreational Areas” requires a deposit made for use of Recreation Facilities; and

**WHEREAS**, due to Covid-19, on March 13, 2020 all recreation activities at the Chesterfield Recreation Facilities were canceled; and

**WHEREAS**, fees were paid by Bryan Rogers in the amount of \$100.00, John Lynch in the amount of \$450.00 and David Boggs in the amount of \$300.00 for Recreation Facility use; and

**WHEREAS**, Mr. Rogers, Mr. Lynch and Mr. Boggs have requested the deposit be refunded to them.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chesterfield in the County of Burlington and State of New Jersey that the Township CFO is hereby authorized to refund \$100.00 to Bryan Rogers, 19 Holt Circle, Hamilton, NJ 08619; \$450.00 to John Lynch, 34 Harness Way, Chesterfield, NJ 08515 and \$300.00 to David Boggs, 23 Lawrencia Drive, Lawrenceville, NJ 08648

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Mr. Panfili made a motion seconded by Mr. Dhopte to approved Resolutions 2020-6-3. Roll Call was taken; Mr. Dhopte – yes; Ms. Koetas-Dale – yes; Mr. Panfili – yes; Mr. Russo – yes; Mr. Liedtka – yes.

**TOWNSHIP OF CHESTERFIELD
RESOLUTION 2020-6-3**

RESOLUTION AUTHORIZING A CONTRACT UNDER A NATIONAL PURCHASING ORGANIZATION – OMNIA PARTNERS - TO PROVIDE UNIFORM RENTAL SERVICES UNDER FACILITIES MANAGEMENT PRODUCTS AND SOLUTIONS

WHEREAS, the Township of Chesterfield wishes to enter into an agreement for Uniform Rental Services from an authorized vendor under Omnia Partners, a National Group Purchasing Organization; and

WHEREAS, N.J.S.A. 52:34-6-2 permits the Township of Chesterfield to purchase services through the use of nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit; and

WHEREAS, Cintas, has been awarded under Omnia Partners Contract No# R-BB-19002 for Facilities Management Products and Solutions from December 13, 2018 to October 31, 2023; and

WHEREAS, the Public Works Forman and the Chief Financial Officer recommend the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, it is recommended that a 3-Year contract by awarded to Cintas for a contract term beginning June 15, 2020 through June 15, 2023; and

WHEREAS, all multi-year contracts entered into for a period in excess of twelve months shall be certified and charged to their respective budgets in accordance with the times at which the respective services are performed or liability for payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial 12 months are contingent upon necessary funds being appropriated in future budgets by a subsequent body.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized to execute a contract and any related documents necessary to effectuate this award.
2. The Qualified Purchasing Agent is hereby authorized to execute a Purchase Order to Cintas in an amount not to exceed \$1,700.00 (\$58.05 per week) in 2020 for Uniform Rental Services.
3. This resolution is an express and mandatory condition of the award of this contract.

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Mr. Panfili made a motion seconded by Mr. Russo to approved Resolutions 2020-6-4. Mr. Dhopte asked if this resolution was related to the ordinance introduced. Mr. Gillespie stated it is and allows them to do business without risk while the ordinance is pending. Roll Call was taken; Mr. Dhopte – yes; Ms. Koetas-Dale – yes; Mr. Panfili – yes; Mr. Russo – yes; Mr. Liedtka – yes.

**TOWNSHIP OF CHESTERFIELD  
RESOLUTION 2020-6-4**

**RESOLUTION AUTHORIZING TEMPORARY OUTDOOR DINING AND NON-ENFORCEMENT OF CHAPTER 66 OF THE CODE OF THE TOWNSHIP OF CHESTERFIELD ENTITLED “ALCOHOLIC BEVERAGES”**

**WHEREAS**, the Township Committee of the Township of Chesterfield acknowledges that the State of New Jersey is facing unprecedented times as a result of the novel coronavirus (“COVID-19”); and

**WHEREAS**, on March 9, 2020, the Governor issued Executive Order 103, declaring a State of Emergency and Public Health Emergency throughout the State of New Jersey as a result of the COVID-19 coronavirus pandemic; and

**WHEREAS**, on March 16, 2020, the Governor issued Executive Order 104, limiting the scope of service and hours of operation for restaurants and certain retail establishments to balance the need to allow individuals to access food and other essential materials with the need to limit unnecessary person-to-person contact; and

**WHEREAS**, on March 21, 2020, the Governor issued Executive Order 107, expanding social distancing regulations and further limiting the scope of service for restaurants to offering only food delivery and/or take-out services in accordance with their existing liquor licenses; and

**WHEREAS**, on June 3, 2020, the Governor issued Executive Order 150, permitting outdoor dining services at restaurants with or without a liquor license, beginning on June 15, 2020, with continued adherence to state and federal safeguarding guidelines; and

**WHEREAS**, the Department of Health issued Executive Directive 20-014 establishing protocols restaurants offering outdoor dining services pursuant to Executive Order 150 must adhere to, including but not limited to, limiting seating to a maximum of eight (8) customers per table and arrange seating to maintain six feet (6) between parties, prohibiting patrons from entering the indoor premises of a restaurant, except to walk through such premises when entering or exiting the restaurant in order to access the outdoor area, or to use the restroom, and requiring patrons to wear a face covering while inside or away from their table unless the patron has a medical reason for not doing so; and

**WHEREAS**, the Division of Alcoholic Beverage Control has created a temporary permit, known as the COVID-19 Expansion of Premises Permit, to all licensees and permittees with on-premises retail consumption privileges to expand their licensed premises into outdoor areas, either contiguous or non-contiguous to their permanently licensed premises until November 30, 2020; and

**WHEREAS**, Executive Order 150 permits municipalities to use their existing authority to allow restaurants to expand their footprint to outdoor areas, including but not limited to sidewalks, streets, or parks; and

**WHEREAS**, the Code of the Township of Chesterfield, Chapter 66 Section 28, prohibits the consumption of alcohol on any public street, lane, sidewalk, public parking lot or other outdoor public place or area; and

**WHEREAS**, the Township Committee finds it necessary and appropriate to temporarily allow outdoor dining located within the Township, subject to specific limitations, and temporarily refrain from enforcement of Chapter 66 Section 28 of the Code, during the State of Emergency and Public Health Emergency, to assist business owners in safely resuming dine-in services.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey, authorizes temporary outdoor dining for restaurants within the Township pending the adoption of Ordinance 2020-7 and the appropriate application submissions to Township officials demonstrating the necessary compliance; and

**BE IT FURTHER RESOLVED** the Township will refrain from the enforcement of Chapter 66 Section 28, prohibiting the consumption of alcoholic beverages on any public street, thoroughfare, park, square, parking lot or other outdoor public place or area until November 30, 2020.

**BE IT FURTHER RESOLVED** Any temporary outdoor dining permitted within the Township shall be maintained, and operated in accordance with Executive Order 150, the

State of New Jersey Department of Health Executive Directive 20-014, the New Jersey Division of Alcoholic Beverage Control SR 2020-10 Special Ruling Establishing Temporary COVID-19 Permit to Expand Licensed Premises and any other Rules and Regulations that may be required by various Township officials.

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Mr. Liedtka made a motion seconded by Mr. Panfili to add Resolution 2020-6-5 and 2020-6-6 to the agenda. All were in favor.

Ms. Koetas-Dale made a motion seconded by Mr. Russo to approved Resolutions 2020-6-5. And 2020-6-6. Roll Call was taken; Mr. Dhopte – yes; Ms. Koetas-Dale – yes; Mr. Panfili – yes; Mr. Russo – yes; Mr. Liedtka – yes.

**TOWNSHIP OF CHESTERFIELD
RESOLUTION 2020-6-5**

RESOLUTION APPOINTING SPECIAL PART-TIME POLICE OFFICERS

WHEREAS, the Chief of Police has requested the Township Committee appoint special part-time Police Officers to alleviate the scheduling burdens as needed; and

WHEREAS, the Township Committee believes it is in the best interest of the public to have special part time Police Officers to assist in police duties in the Township; and

WHEREAS, Marvin Ames and Jeffrey Antonucci possess all of the qualifications required by State Statute and Township Ordinance for a special part-time officer;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chesterfield in the County of Burlington and State of New Jersey that Marvin Ames and Jeffrey Antonucci are hereby appointed as special part-time Police Officers for the Township of Chesterfield, effective January 1, 2020;

BE IT FURTHER RESOLVED receive any benefits as outlined in the Township’s Employee Handbook and Personnel Policy for part-time employees and compensation will be in accordance with the Township Salary Ordinance as follows:

Jeffrey Antonucci \$20.00 per hour

Marvin Ames \$22.10 per

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**TOWNSHIP OF CHESTERFIELD  
RESOLUTION 2020-6-6**

**RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF  
NEW JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY  
THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF  
LAW AND PUBLIC SAFETY**

**WHEREAS**, the Township of Chesterfield wishes to apply for funding of approximately \$25,000 with a match of \$137,800.37 for an approximate project total cost



of \$162,800.37 for a project under the State of New Jersey Safe and Secure Communities Grant Program #20-0307; and

**WHEREAS**, the subaward period is 2/27/20 through 2/26/21; and

**WHEREAS**, the Chesterfield Township Committee has reviewed the accompanying application and has approved said request; and

**WHEREAS**, the project is a joint effort between the Department of Law and Public Safety and the Township of Chesterfield for the purpose described in the application;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chesterfield in the County of Burlington and State of New Jersey that:

1. As a matter of public policy the Township of Chesterfield wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.
5. The Mayor is authorized to sign the necessary documents for said grant.

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DISCUSSION

Brush Drop-Off – Mayor Liedtka reported that the fence is a work in progress. The fence is up but the gate may take another week or two. He said they tabled the ordinance earlier because there are some things that need to be addressed. He believes the ordinance was written originally in 1986. Mr. Gillespie said that it was amended a few years ago but not to the extent that the governing body would like. Mayor Liedtka stated that early this morning illegal brush was dumped after someone removed the barriers at the yard. This is why we need to have specific hours and patrol the yard. Removing the illegal brush is very costly to the Township. Mayor Liedtka would like to look into a process where all residents get a pass or sticker in order to use the recycling yard. Mayor Liedtka would like to hire an attendant at the gate to check passes and ID's. Mr. Panfili would like the attendant to manage how many times a person comes to the yard. Ms. Koetas-Dale mentioned taking her weeds to the yard. Ms. Hoyer replied that weeds are in the same category as grass clippings and cannot be dropped off at the yard. They would have to be taken to the Burlington County Landfill where there is a minimum cost of \$8.00 or they can be bagged and trash companies may take them. Mr. Dhopte asked why we are not taking grass anymore and what the cost to the Township. Mayor Liedtka stated finding someone to take them is an issue. The cost is approximately \$500 per 20 yard dumpster and we take 2 per week. Mr. Dhopte agreed that is not equitable if we are talking about twice a week for 13 weeks, which would be about \$13,000 to \$15,000 per year. There was a lot of discussion regarding the type of ID, Commercial vs Resident. Mayor Liedtka stated the ordinance was never enforced and now we are being taken advantage of. We now need to enforce it. Mr. Dhopte stated we need to discourage the bad habits. Mr. Panfili stated he has learned that this is more important to the residents than he thought. Mr. Gillespie stated one concern is that commercial landscapers are

charging to take away the brush and then takes to our place to dump for free. We are now subsidizing their business. Mr. Panfili stated that if a resident only has access to a commercial vehicle we need to have a way to allow them to use that. Mayor Liedtka stated that we need to work on a commercial vs. residential policy. Mr. Panfili suggested just having passes for the commercial vehicles for residents and all other residents use their driver's license. Mayor Liedtka would like size of loads and the number of times a vehicle goes to the yard tracked for commercial vehicles. Everyone agreed some sort of ID was needed. Mayor Liedtka and Mr. Panfili will get together and come up with a plan.

Township Administrator Hiring Process – Mr. Panfili stated that resume deadline is June 15th. He suggests that every committee member review all of the resumes and pick their top candidates by the next meeting. He would like us to interview no more than 5 candidates. Mr. Panfili plans on conducting the first set up interviews between the last June meeting and the first July meeting. Mid July he would like to pick the top 2 or 3 candidates then have a second interview. By the end of July he would like the Committee to be ready to give an employment offer. Mayor Liedtka asked the Township Committee to pick their top 2 or 3 candidates for the next meeting.

Construction Permit Fees – Mr. Dhopte requested this be put on the agenda. He said this ordinance has not been changed for a while and we are trying to catch up with the fees from our neighboring towns. He asked how much we are collecting by increasing the fees. Mr. Dhopte does not want to add an extra burden to the residents with the current economic situation. Ms. Hoyer said that Construction Official Glenn Riccardi sent her a memo that explains this and she will forward it on to the committee tomorrow for their review then have the resolution on for the next meeting. It is not a big increase, Mr. Panfili stated we are on the low side of pricing even with the increase. Mr. Panfili stated that there has been a lot of permits requirements removed in the past year so he does not feel this will impact the homeowners. This is about more processing fees and the cost of plan review fees rather than extra cost to the residents.

Municipal Aid – Mayor Liedtka stated Wendy Wulstein, Township CFO informed him that our municipal aid is going to get cut. The State has not decided how much it will be cut as of yet. We have already adopted our budget based on the amount they told us we were getting in the beginning of the year. We were anticipating receiving \$500,000 but will not know how much we are getting until September.

Harvest Festival – Rachel Fryc, Township Recreation Director asked the Township Committee if we are planning on having the Harvest Festival in September based on the Covid-19 outbreak. People are starting to reach out and if we are going to have the festival she will need to start planning for it now. Mayor Liedtka asked Mr. Gillespie what the liability is if we have the festival. Mr. Gillespie said that there is no liability as long as we stay within the approved number of people allowed at an outdoor gathering which is currently 100 people but that could change. Mayor Liedtka mentioned that another issue is the budget. Ms. Koetas-Dale said that she feels it is a lot of work for Rachel if we have to cancel it. The 100 people allowed would include the vendors and volunteers said Mr. Gillespie. Mr. Dhopte said we kind of told residents when we did the grants for the restaurants that the Harvest Fest would not happen this year. He votes against having the festival under the circumstances and does not want to put any unnecessary burden on Rachel. Mayor Liedtka asked Mr. Russo and Mr. Panfili how they feel and they also voted not to have the festival this year due to Covid-19 restrictions and uncertainties.

Street Trees – Mr. Dhopte said there is currently a tree ordinance that prevents people from re-planting trees in the park strip once they are removed based on them dying or overgrown and the roots are ruining the sidewalks. Mr. Dhopte said the residents have been reaching out to him regarding the trees since some want to plant new trees. He is proposing that they reach out to the Environmental Commission to have the help with the issues. Mayor Liedtka said that the ordinance currently states that once a tree is removed it can be replanted with a species on the approved list made up by the Environmental Commission. Mr. Dhopte replied that he has gone back and forth with this issue with Glenn and Caryn and they are saying no new tree can be planted in the park strip once it is removed. Ms. Koetas-Dale agrees to have the Environmental Commission work on this issue. Mayor Liedtka said that the ordinance was amended and he will need to find that amendment. Mr. Gillespie said that he does not have the ordinance in front of him, but he will find it along with the amendment. Mr. Dhopte would like the residents to bring their concerns to the Environmental Commission if the Committee feels that is best. Ms. Hoyer stated it is in the ordinance under 130-80 where it talks about no street trees should be replanted in the park strip of any street in Chesterfield Township. That amendment was in 2015. Ms. Hoyer will review the ordinance for inconsistencies. Mayor Liedtka agreed there are inconsistencies in the ordinance.

PAYMENT OF THE BILLS

Mr. Russo made a motion seconded by Mr. Dhopte to approve the bill list. Roll Call was taken: Mr. Dhopte – yes; Ms. Koetas-Dale – yes; Mr. Panfili – yes; Mr. Russo – yes; Mr. Liedtka – yes.

Mayor Liedtka asked if anyone from the committee would like to make a comment before opening to the public. Mr. Panfili said he would like to consider having the next meeting in person. Additionally, he would like to consider streaming the meeting if there is an overflow of people. Mayor Liedtka said that the Community Room acts as the overflow room and there are speakers in there as well. Ms. Koetas-Dale would also like to continue to have the remote meeting as well as in person since some residents will still be hesitant to go out. Ms. Hoyer will look into setting it up for the next meeting.

COMMENTS FROM THE PUBLIC

Mr. Panfili made a motion seconded by Ms. Koetas-Dale to open to the public. All were in favor.

Syed Mohamed - 13 Collington Circle sent an email to most of the committee members regarding tree removal. He said that there are a lot of trees on Collington Circle that need to be removed. He does not agree with the ordinance not allowing the residents to replant the trees in the park strips once removed. He said that there is currently a list of 40 trees that are scheduled to be removed in the next couple of weeks. He is asking the Township Committee to stop all of the cutting until we have a resolution from the Environmental Commission. Mayor Liedtka asked Mr. Gillespie if we can stop people from removing healthy trees in the right of way. Mr. Gillespie will take a look at the ordinance to have healthy trees stay but remove dead trees in the right of way. Mr. Dhopte said that the builders planted the wrong trees and that is not the fault of the homeowners. Mr. Gillespie said we need to be aware of the liability. The sidewalks are in the right of way and if the property owner does not fix the side walk that was lifted from a tree in the park strip and someone trips and falls, the Township will be liable along with

the property owner. Mr. Gillespie feels there are a lot of issues and we may need a better process. Ms. Koetas-Dale would like the Environmental Commission to look into this further and maybe homeowner could go through Environmental Commission before removal. Mayor Liedtka said they will need to look into it. Mr. Panfil would love to see to see all the trees state but not sure we will be able to diagnose healthy tree or how to regulate that. Mayor Liedtka said we will work on cleaning up the inconsistencies in the ordinance.

Purvi Luhar - 33 Downer Way stated that she spoke to Ms. Hoyer about removing her trees because they are causing problems with the sidewalk and irrigation system. She said it will eventually cause problems with her house foundation. She said that the trees are wrong and the builders made a mistake. She agrees with Mr. Dhopte and Mr. Panfil and would like to replant the trees but only with the specific kind of species that is sidewalk "friendly".

Belinda Blazic - 228 Bordentown-Chesterfield Road stated that there was a rally march regarding the pipeline in Chesterfield last week that committee woman Denise Koetas-Dale attended. She stated that several months ago Ms. Koetas-Dale voted to approve a settlement agreement between the Township and the NJNG to construct the pipeline. She asked Ms. Koetas-Dale what has changed and why is she now protesting to stop the pipeline. Ms. Koetas-Dale said she was asked to attend the rally regarding the lay down yard. She did not know the rally was protesting the pipeline. She left shortly after she got there once she found out what was going on. Ms. Blazic said that the event was posted on social media and stated the purpose of the rally. Ms. Blazic asked if this puts the Township in any kind of legal liability that a committee person was at the rally even though she signed off on a settlement agreement. Mr. Gillespie was not aware of the rally and he is not prepared to give a response at the present time. He said he will need to give it some thought.

Dawn Donahue – 79 Bordentown-Chesterfield Road stated regarding the Brush Drop off that all towns say residents only and no commercial vehicles. We are not going to please everyone. She also stated the residents should be able to remove their trees if they want.

RJ Laird - 84 Sykesville Road stated that he does not own a truck or vehicle that he can haul any brush. He does have access to a commercial vehicle. He asked if he would be turned away. Mayor Liedtka stated he does not think you will be turned away right now, just show your ID. Mayor Liedtka suggested calling Troy to give him a heads up.

Agnus Marsala - 42 Cromwell suggested Mayor Liedtka, while doing virtual meetings, keep the comments from the public limited so the meeting is productive. She suggested a 5 minutes time limit. She stated she organized and changed the locations of the rally. Going to the laydown yard was a last minute decision. She stated she suggested Ms. Koetas-Dale attend. She stated committee members have appeared at rallied before. She understands that something was signed but that doesn't give up your rights.

Lorrie Thier - 153 Chesterfield-Crosswicks Road asked if the property that is going to be used as a laydown yard for the construction of the pipeline is required to do any rezoning of the property. Mr. Gillespie said that he is currently looking into that. Ms. Thier asked if there is anyway residents within a certain distance from the property can be notified. Mr. Gillespie stated that he is not sure how notice would take place. If it is approved by the BPU, then no because they already noticed. The Township never rezoned or granted a

use variance or approval. It is his understanding that no activity is happening on that property at this time. Ms. Thier said the property is zoned agriculture and if the landowner has to request it be used for other usage. Mr. Gillespie replied by either the landowner or the applicant with the landowners consent, unless the BPU has previously approved it. If the BPU has already approved it, then the Township has no say. Ms. Thier asked when the pipeline comes, where will the traffic from 528 get directed. Mayor Liedtka stated it will stay on 528 since there are no road closures. In regards to the redevelopment area Ms. Thier asked if the properties on Ward Avenue are privately owned or owned by the Township. Mayor Liedtka replied that the properties on Ward Avenue are privately owned. Ms. Thier asked if the property owners are paying for the study or is the Township. Mr. Gillespie stated the Township is paying for the study since the Planning Board suggested taking the initiative to decide what areas in town are in need for rehabilitation. The Township sent out RFP's to get requests from planners in order to determine the cost. Ms. Thier asked why the homeowners are not paying for the study and Mr. Gillespie said because they did not request it. If the properties are redeveloped, the tax payers will benefit from the commercial. It was the recommendation made by the Planning Board.

Ms. Thier believes that the Township Committee is punishing the taxpayers by shutting it down while everyone is doing yard work. She feels there should be a fine for the people who are illegally dumping. She would like the Township to charge the commercial vehicles a large fee in order for them to dump. Ms. Thier also has a problem with the limited days and hours that the yard will be open. Mayor Liedtka said that we don't have the resources to man the yard all of the time. The committee chose these times and days based on the recommendation of the Public Works Foreman Troy Ulshafer. He is the one who will have to maintain it, man it and police it.

Stacy D'Artagan - 547 Chesterfield-Arneytown Rd. asked if Troy was manning the yard this past Saturday. Mayor Liedtka replied yes. Ms. D'artagan said that he was very well mannered but he did have to turn some people away. We need to take into account what the residents need. He stated we cannot have it open 24/7. It needs to be manned. Mayor Liedtka said he is open to any recommendations.

Dawn Sheridan – She stated that there is a sign that says it is under surveillance by the recycling center and wants to know why we can't see who did the illegal dumping last night. Mayor Liedtka said that those cameras are out of date and they were not able to make out the license plate. They are ordering new cameras for the area.

Herbert Ames – He stated he is the owner of 106 Chesterfield-Crosswicks Rd, 10 Old York Road and Old York Farm. He stated he has been a resident of Chesterfield for over 55 years. He believes we need to get the pipeline in and out. The laydown yard that will be on his property is only temporary and that is the only reason he agreed. He stated the area will be turned back to the farm. Mr. Ames said that Troy has experience and is qualified. He stated we need to give him a chance and try to do the right thing. It's a work in progress. He asked the residents to give the Township Committee a chance to work things out with the recycling yard. He advised Ms. Thier that she can bring her grass clippings and weeds on his property and he will put back in the ground.

Syed Mohamed - 13 Collington Circle does not agree with the Recycling Yard not taking grass clippings. We should be encouraged to stay green. He believes it is unacceptable to take our weeds and grass clippings to the dump or our trash company. He said that all

of the trees dead on Collington Circle should be removed and there should be a budget to remove and replace them in the open space areas.

Hearing no further comments. Mr. Russo made a motion seconded by Mr. Dhopte to adjourn the meeting. All were in favor. The meeting adjourned at 9:05 PM.

Respectfully submitted,

Caryn M. Hoyer, RMC
Municipal Clerk