

**TOWNSHIP OF EDGEWATER PARK
MINUTES
JANUARY 19, 2010**

Mayor Johnson called the meeting to order at 7:09 PM

FLAG SALUTE

Open Public Meetings Act Statement

IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT, CHAPTER 231,
P.L. 1975 THE CLERK READ THE STATEMENT:

Public Notice of this meeting pursuant to the Open Public Meetings Act has been given by the Township Committee in the following manner:

- A. By posting written notice on the Official Bulletin Board at the Municipal Building 400 Delanco Road Edgewater Park, New Jersey on January 6, 2010.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 6, 2010.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 6, 2010.

Present: Mrs. Aimee Belgard, Mr. Darrell Booker, Mr. John McElwee, Mr. Joseph Pullion, Mayor Kevin Johnson (Committee Members)

Also present: Mr. Robert Brian, Chief of Police (Closed and Public), Mr. Aubrey Painter, Superintendent of Public Works (Public), Mrs. Linda Dougherty, Clerk/Administrator (Closed and Public), Mr. William Kearns, Solicitor (Closed and Public) and Tanyika Johns, Deputy Clerk

DISCUSSION(S)/PRESENTATION(S)

Presentation to Sergeant Detective John Harris from Silver Park West.

Mr. Noel Rainey from Silver Park West gave a presentation to Detective Sergeant John Harris for his outstanding service to the community on behalf of the residents of Silver Park West and the residents of the Township of Edgewater Park.

Chief of Police, Robert Brian discussed how Detective Sergeant Harris was instrumental involving cases of aggravated assault, home invasions and other ongoing incidents in the Silver Park West community

Sergeant Detective Harris stated in 2006 there was a home invasion and with the help of his fellow officers they were able to apprehend a suspect and he is now incarcerated for 15 years in a state detention center. Sergeant Detective Harris further stated that along with his fellow officers he was able to coordinate with the Sheriff's Department to make Silver Park West homeowners safer by installing peep holes, door knockers and securing slide glass doors. As a team, the Edgewater Park Police have patrolled the area and also stopped to ask questions. In

conclusion, Sergeant Detective Harris encouraged residents to interact with officers when they see them in the neighborhood.

Introduction of visiting Police Officers from Holland

Sergeant Mark Herkoperec introduced Detective Jolanda Kloosterman and Detective Yvonne Rossoa two police officers visiting from Holland. Sergeant Herkoperec and Patrolman Michelle Ent provided the officers with tours of other neighboring towns police stations. The officers went on ride along with Patrolman Ent. Patrolman Herkoperec discussed that this is a continuation of the international program that he has been involved with since 2007.

Mayor Johnson praised Sergeant Herkoperec, Patrolman Ent and all the police officers for their hard work in forging international relationships.

Discussion: Matthew B. McLenachan of 114 North Garden Blvd request to park an 2007 Kenworth Plus Flatbed oversized truck in his driveway. The Township Ordinance 10.24. 020 Parking of Trucks states no person...shall park a truck...having a gross registered weight of 10,000 or more in any property zoned for residential.

Chief Brian discussed there was a complaint about the noise level of the truck and that is how the truck came to their attention. Mr. McLenachan truck size is not permitted.

Mr. Kearns stated the ordinance would need to be changed in order to grant this approval and it would be changed for the entire town.

Mr. McLenachan stated he needed the truck in order to be on call for his job.

Mr. Steve Bigland, General Manager of Lenny's Tow Truck Company stated the truck is only 13.5 tons and is smaller and lighter than some jeeps. Mr. Bigland further stated Mr. McLenachan is on call during the night and they need him to be available for calls right away. Finally, Mr. Bigland stated there are other towns such as Willingboro, Maple Shade, Delran and Riverside who allows other employees of Lenny's to park their trucks in a residential zone. Mr. Bigland will provide contact information for the employees.

Mrs. Belgard questioned how many complaints were filed in reference to the truck. Chief Brian stated three complaints were filed by the same person for noise.

Upon discussion, Township Committee directed Mrs. Dougherty to contact neighboring towns regarding their parking requirements for trucks with a gross weight of 10,000 or more. The Township Committee will revisit this topic in February.

REPORTS

The report from the Solicitor is for closed session only.

Report from Municipal Clerk/Administrator is appended hereto.

Disorderly Persons Violation Ordinance:

Mr. Kearns suggested the ordinance needs to be repealed and the police should not charge under this ordinance because it is superseded by state ordinance.

Tea 21:

Mrs. Dougherty stated the County has not made a decision on the crosswalks. Mrs. Dougherty further stated the county will revisit the crosswalk issue when the weather breaks.

Budget:

The Governor has extended the deadlines for filing the 2010 budget.

Report from the Superintendent of Public Works is appended hereto.

Report from the Chief of Police is appended hereto.

There were no other reports.

REPORT ACCEPTANCE

Moved by: Mayor Johnson

Second: Mrs. Belgard

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

AUTHORIZATIONS: NONE

APPOINTMENTS/RESIGNATIONS:

Mrs. Dougherty informed Township Committee of the submission of resignation letter from Joe Chmielenski, Property Maintenance/Rental Licensing/Zoning Officer.

FUNCTION APPLICATIONS:

Edgewater Park Women's Club; Monthly Meeting 1st and 2nd Monday of the month from 6:30 PM till 10:00 PM. Requesting waiver of fees (Certificate of Insurance on File)

Moved by: Mr. McElwee

Second: Mr. Booker

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

REPORT OF OFFICIALS

Committeeman Pullion:

Liaison to the Redevelopment: Mr. Pullion reported on the Cardinale Development. Mrs. Dougherty further reported she met with a one day surgical center. The surgical center is approximately 44,000 square feet. The company seemed very interested. The representative from the Surgical Center will be meeting Darlene Scocca and Mark Remsa from the County Economic Development in the near future,

Committeeman Booker:

Mr. Booker reported he is actively pursuing funding through the County.

Liaison to the School Board:

Mr. Booker reported the school board will be meeting next week. Mr. Booker further reported a resident questioned if a school vehicle was misused by an employee. Through correspondence with the Business Administrator, Ray Coxe it was revealed that the vehicle was being used for the scheduled maintenance. Mr. Booker stated he would email the resident.

Committeewoman Belgard:

Liaison to Senior Advisory:

Mrs. Belgard reported Senior Advisory did not meet this month.

Liaison to Planning Board:

Mrs. Belgard reported the same professionals were appointed and a new Class IV member, Vincent Smith was appointed. Mrs. Belgard further reported there will not be a meeting this month.

Mayor Johnson:

Liaison to Neighborhood Watch:

Mayor Johnson reported the next Neighborhood Watch meeting will be held on January 28, 2010. The topic of discussion will be "Living with Lead". Mayor Johnson further reported the February meeting on the 26th will be held at Silver Park West and the topic will be gang awareness. The County Sheriff's Department will be furnishing senior ID's from 1- 3 PM.

Liaison to the Memorial Day Parade:

Mr. Johnson reported the Beef and Beer will be held on February 20, 2010 and tickets are \$20.00 apiece. Mayor Johnson further reported t-shirts are on sale in support of the parade.

ORDINANCE(S):

Ordinance No. 2010-1: (First Reading) An Ordinance Of The Township Of Edgewater Park Providing For And Determining The Rates Of Compensation For Employees For The Year 2009 Through 2010

This ordinance will be consider for adoption of final reading and public hearing to be held on February 2, 2010 at 7:00 PM, or shortly thereafter, and place to which such meeting may be adjourned, in the Municipal Building, 400 Delanco Road, Edgewater Park, New Jersey. At which time and place all persons interested will be given an opportunity to be heard concerning said Ordinance. During the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Moved by: Mr. Booker Second: Mr. McElwee

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Motion to table Ordinance No. 2010-02: (First Reading) An Ordinance Of The Township Of Edgewater Park, County Of Burlington, State Of New Jersey, Amending Chapter 10.04 Of The Township Code, Entitled "Through Streets And Stop Intersections." To the February 2, 2010 meeting.

Moved by: Mr. Booker Second: Mr. McElwee

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Ordinance No. 2010-03: (First Reading) An Ordinance Amending And Supplementing A Bond Ordinance Of The Township Of Edgewater Park, Finally Adopted On October 12, 2004 Entitled "A Bond Ordinance Of The Township Of Edgewater Park, County Of Burlington Authorizing The Construction Of Sidewalk Curbing, And Lighting Improvements Along Cooper Street And West Franklin Avenue; Appropriating The Sum

Of \$500,000 Therefore And Authorizing The Issuance Of \$475,000 Bonds Or Notes Of The Township For Financing Such Appropriations; And Making Certain Determinations And Covenants And Authorizing Certain Related Actions In Connection With The Foregoing”

It will be further considered for final passage, after public hearing thereon, at a meeting of the Edgewater Park Township Committee to be held at the Edgewater Park Township Municipal Building in the Township of Edgewater Park on February 16, 2010 at 7:00 o'clock P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same.

Moved by: Mayor Johnson

Second: Mr. McElwee

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

RESOLUTION

Motion to Approve Resolution No. 2010 - 24 through 2010-27 by consent agenda; if any items on the consent agenda require discussion, it shall be removed from the consent agenda to the regular agenda.

Moved by: Mr. Booker

Second: Mr. McElwee

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

RESOLUTION NO. 2010- 24

Resolution of the Township Committee of the Township of Edgewater Park
Authorizing the Execution of a Contract with Mr. Bob Janitorial Services as our Cleaning Provider

WHEREAS, the Township Committee of the Township of Edgewater Park is desirous awarding a contract for cleaning; and

WHEREAS, in order to make this determination it is was deemed necessary to go out on competitive quote, and this contractor was low quote in the base amount of \$9,820.00; and

WHEREAS, funds are available for this purpose; and

WHEREAS, this resolution and the above-mentioned specifications will be on file and available for public inspection in the Office of the Clerk of the Township of Edgewater Park.

BE IT RESOLVED, the Township Committee of the Township of Edgewater Park, County of Burlington, and State of New Jersey, will award said contract to Mr. Bob Janitorial Services, 1128 Cooper Street, Edgewater Park, NJ 08010 effective January 1, 2010 and

BE IT FURTHER RESOLVED that Linda M. Dougherty, Municipal Clerk/Administrator is hereby authorized to execute said contract.

RESOLUTION NO. 2010-25

**RESOLUTION AUTHORIZING PARTICIPATION IN THE
BURLINGTON COUNTY SHARED SERVICES FORUM**

WHEREAS, the forty municipalities within Burlington County are interested in providing cost effective and efficient delivery of governmental services to their citizens; and

WHEREAS, it is believed that jointly sharing services provided by various municipalities and school districts will be cost effective and efficient; and

WHEREAS, there is a need to facilitate shared services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Edgewater Park that the Township of Edgewater Park does actively support discussing and researching possible new and enhanced Shared Services between one or more municipalities, Burlington County and/or local school districts; and

BE IT FURTHER RESOLVED that the following two representatives of the Township of Edgewater Park, Darrell Booker, Deputy Mayor and Linda Dougherty, Clerk/Administrator are hereby authorized and encouraged to participate in all meetings of the Burlington County Shared Services Forum and/or its subcommittees for the purpose of reaching a consensus on the best opportunities for Shared Services among these governmental agencies; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Burlington County Board of Chosen Freeholders and the Burlington County Bridge Commission.

RESOLUTION NO. 2010-26

Resolution Authorizing Addendum No. 1 with Regard to the Award a Contract for Revaluation Services with Vital Communications Inc. 900 South Broad Street, Trenton, NJ 08611

WHEREAS, the Township of Edgewater Park authorized, by Resolution No. 2009-106 dated July 7, 2009, a contract with Vital Communications, Inc in the amount of \$163,900.00 to undertake a complete revaluation of all real property within its jurisdiction; and

WHEREAS, the State of New Jersey Board of Taxation reviewed said contract advising that four minor changes had to be made to the contract to comply with all the requirement established by State specifications; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Edgewater Park the attached addendum is hereby approved and shall be made part of the contract awarded to Vital Communications, Inc, 900 South Broad Street, Trenton, NJ 08611, as set forth in the Proposal issued by Vital Communications, Inc. dated May 14, 2009 in the amount of \$163,900.00.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are authorized to sign the aforesaid "Professional Services for Revaluation Contract Addendum I" on behalf of the Township.

RESOLUTION NO. 2010-27

**RESOLUTION AUTHORIZING THE TRANSFER FUNDS FROM
CERTAIN BUDGET APPROPRIATION RESERVES
OF THE TOWNSHIP OF EDGEWATER PARK**

WHEREAS, there are certain 2009 Budget Appropriations that have unexpected balances; and

WHEREAS, there are certain 2009 Budget Appropriations that are insufficient to cover operating expenses for the year.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey that the following transfers be and are hereby made between the following 2009 Budget Appropriations:

FROM:

Police S/W	(9-01-25-240-011)	\$ 4,000.00
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TO:

Clerk's Legal Advertising	(9-01- 20-120-021)	\$ 4,000.00
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APPROVAL OF BILLS

Confirmation of Bills from December 11, 2009 thru, December 31, 2009

Moved by: Mr. Pullion Second: Mayor Johnson

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Approval of Bills from January 1, 2010 through January 15, 2010

Moved by: Mr. Pullion Second: Mr. Booker

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

APPROVAL OF MINUTES

December 15, 2009 open and closed session

Moved by: Mayor Johnson Second: Mr. Booker

Hearing no discussion:

Roll Call: Mrs. Belgard - abstain, Mr. Booker - yes, , Mr. McElwee -abstain Mr. Pullion – yes, Mayor Johnson-yes

OPEN TO THE PUBLIC: The Mayor opened this portion of the meeting to public comment.

Mr. Noel Rainey, 7 Spring Lane: Mr. Rainey questioned whether we could find information on the dollar amount per household for Township's who received reimbursements from the county for the Recycling Bank.

Mr. Painter replied he would find out from the county the figures.

Mr. Steve Bruneau, 12 Quail Drive: Mr. Bruneau read the report for EPAA attached hereto.

CLOSE: Hearing no one else wishing to speak the Mayor closed this portion of the meeting to public comment.

ANY OTHER BUSINESS

Mr. Pullion questioned the progress with the Solar Panels. Mr. Darji, Township Engineer will update the progress with Eastern Energy at the next meeting.

Resolution No. 2010-28
Closed Session

Where it is necessary to ascertain legal advice and discuss matters concerning personnel and contractual obligations. Where it is necessary to ascertain legal advice concerning Township of Edgewater Park vs Silver Park West, LLC et seq. Where it is necessary to ascertain legal advice concerning Carena vs the Township of Edgewater Park. Where it is necessary to discuss matters Township of Edgewater Park to Miller Group. Where it is necessary to discuss Professional Project Contracts. Where it is necessary to discuss items falling under litigation and or attorney client privilege. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentially, then the matter will be made public.

WHEREAS, it is necessary to discuss personnel possible litigation involving the Township of Edgewater Park which is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, questions dealing with personnel matters is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, questions dealing with the purchase lease or acquisition of real property with public funds is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, questions dealing with any collective bargaining agreement or the terms or conditions of that agreement is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, the disclosure of any material which constitutes an unwarranted invasion of individual privacy is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, the release of any information would impair a right to receive funds from the Government of the United States; is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility is a proper subject of exemption under the Open Public Meetings Act;

WHEREAS, the Township Committee desires to close this portion of the meeting to consider the aforementioned titled matters.

NOW THEREFORE, BE IT RESOLVED that the portion of the meeting dealing with the aforementioned matters shall be closed to the public and the results of the discussions held under the closed sessions shall be made available to the public at such early a time as possible.

Moved by: Mr. Johnson Second: Mr. Booker Time: 8:11 PM

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

RE-ENTER PUBLIC SESSION

Moved by: Mr. Johnson Second: Mr. Booker Time: 10:45 PM

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

REROLL CALL: Mrs. Belgard Mr. Booker Mr. McElwee Mr. Pullion Mayor Johnson

ANY OTHER BUSINESS-NONE

ADJOURN

Moved by: Mr. Johnson Second: Mr. Booker Time: 10:45 PM

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Kevin Johnson

Kevin Johnson, Mayor

Tanyika L. Johns

Tanyika L. Johns, Tax Collector/Deputy Clerk