

**TOWNSHIP OF EDGEWATER PARK
MINUTES - OCTOBER 5, 2010**

Mayor Johnson called the meeting to order at 7:00 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, Mrs. Linda Dougherty, Clerk/Administrator, Mr. William Kearns, Solicitor, Mr. Rakesh Darji, Township Engineer and Mrs. Margaret Peak, Chief Financial Officer.

DISCUSSION(S)/PRESENTATION(S):

PROCLAMATION:

WHEREAS, Mrs. Morris is a recognized writer and speaker of our local history. She authored two books and is in the Library of Congress "African American Women Writers 1836-2000" registry. Her most recent book, *My Meadow* is very popular with area residents. She grew up in the south before moving to Riverside New Jersey, eventually settling in Beverly, New Jersey; and

WHEREAS, Mrs. Morris was a founding member of the Beverly "*Keeler's*" women's softball team who later became the Beverly "Amazons." The Beverly *Keelers*, also known as the "Killers" were an outstanding softball team who took on all comers and defeated them. They played teams up and down the East Coast, and in Beverly played their games at the field along the Delaware River and Broad Street. The *Keelers* started with the six Hicks sisters and the three Anderson sisters from "South" Beverly. The team earned the 1938 state championship beating

Elizabeth in North Jersey. The team disbanded for marriages and having children but reorganized in 1952 as the Amazons; and

WHEREAS, Mrs. Morris exemplifies the distinctiveness of leadership, guidance, inspiration, and encouragement; and

WHEREAS, today, we gather here to honor and give special recognition to Mrs. Margaret Hicks Morris for her outstanding dedication to literature and her inspiration to the sport of softball.

NOW, THEREFORE, I, Mayor Kevin Johnson, by virtue of the authority vested in me and on behalf of the entire Edgewater Park Township Committee, I do hereby commend Mrs. Margaret Hicks Morris for her dedicated service, offering this expression of recognition and appreciation for her many contributions to Beverly City and the Township of Edgewater Park formerly known as “South” Beverly.

Moved by: Mr. Booker Second: Mr. Johnson

Hearing no discussion:

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

REPORTS

The Solicitor did not have a Report at this time.

Report from the Engineer is appended hereto.

Report from Municipal Clerk/Administrator is appended hereto.

Municipal Recreation Grants offered by BC Board of Chosen Freeholders

Resolution No. 2010-135, Woodlake Park Improvement Project, upon discussion modify the application and resolution requesting the 10% bonus funding since Wood Lake Park will serve the communities of Edgewater Park and Burlington Township and the letter of support dated submitted by Burlington Township.

Energy Audit

Upon discussion Township Committee authorized moving forward with energy audit for the Municipal Building; grant program submission to be further reviewed.

Report from the Superintendent of Public Works is appended hereto.

Mr. Booker commented that residents have approached him commending the wonderful job on clearing the retention basin and branch removal.

Report from the Chief of Police is appended hereto.

Patrol Car Laptop purchase

Mayor Johnson discussed that the Elk’s Lodge and Neighborhood Watch will be fundraising and submit a grant for the donation of a laptop for the police department; Mr. Brian will coordinate the purchase with Mr. Johnson.

Grant Funding – Tickets and Patrol Stops

Upon discussion Committee requested that Chief Brain has looked grant funding for the police department for ticket campaigns etc. Funding may be available for officers to enter tickets electronically vs. the paper ticket.

Geese

Upon a question from Committee, Chief Brian stated he did not have a formal report on the death of the geese but that he would follow up on the matter.

There were no other reports.

REPORT ACCEPTANCE

Moved by: Mr. Booker Second: Mrs. Belgard

Hearing no discussion:

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

AUTHORIZATIONS:

Edgewater Park Women of Today requesting a \$100.00 donation for Annual Treat Walk

Moved by: Mr. Johnson Second: Mr. Pullion

Hearing no discussion:

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

APPOINTMENTS/RESIGNATIONS:

Luther Murphy; change status from Substitute Guard to Full Time Guard; rate is unchanged at \$17.19 per post, effective October 5, 2010

Moved by: Mr. Pullion Second: Mrs. Belgard

Discussion: Mrs. Dougherty stated the guard post is to fill a position of a guard whose extended leave expired and additional extension was not granted.

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

FUNCTION APPLICATIONS:

Public Functions: None

Solicitor's Permit:

2010-17 EPAA to Solicit Donations at Pathmark on October 9, 2010.;

Approval pending on the submission of Letter of Authorization and Certificate of Insurance.

Requesting waiver of all fees. A letter is on file from the Chief of Police advising that there is nothing in the background check that would preclude Committee from considering the permit application.

Moved by: Mr. Pullion Second: Mrs. Belgard

Hearing no discussion:

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

RESOLUTIONS

Motion to Table Resolution No. 2010-131 to the October 19th meeting: Resolution Authorizing a Shared Services Agreement Between the Township of Edgewater Park and Delanco Township for Equipment and Other Goods and Services back to the table for consideration; Resolution was tabled at the September 21, 2010 meeting.

Moved by: Mr. Pullion Second: Mr. McElwee

Hearing no discussion:

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

Consent Agenda

Motion to Approve Resolution No. 2010-134 through 2010 -136 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: Mrs. Belgard

Hearing no discussion:

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

RESOLUTION 2010-134

Resolution Authorizing a Shared Services Agreement Between the Board of Chosen Freeholders of the County of Burlington and the Township of Edgewater Park for Central Communications and Other Services

WHEREAS, N.J.S.A. 40A:65-1 et seq authorizes contracting units to establish a Shared Services Agreement between local units for particular purposes; and

WHEREAS, it is deemed to be in the best interests of the residents of the Township of Edgewater Park to enter into a shared services agreement with the Burlington County Board of Chosen Freeholders for the County to continue to assume responsibility for Edgewater Park Township's Central Communications/"911 calls" through Burlington County, Public Safety Department, Division of Central Communications; and

WHEREAS, the term of this Agreement shall be for a period of three (3) years commencing July 1, 2010 and terminating June 30, 2013.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park County of Burlington, State of New Jersey that Township of Edgewater Park is hereby authorized and directed to enter into a Shared Services Agreement Between the Board of Chosen Freeholders of the County of Burlington and the Township of Edgewater Park; a copy of which is attached hereto and made part hereof, on the terms and conditions contained herein.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor and Clerk of the Township of Edgewater Park are hereby authorized and directed to execute said Shared Services Agreement on behalf of the Township of Edgewater Park. That the Township of Edgewater Park is hereby authorized and directed to forthwith file a certified copy of this

Resolution and an executed copy of the Agreement with the Burlington County Department of Public Safety Services. Said Office shall serve as the central repository and shall maintain a master listing of all Participating Units to the Shared Services Agreement.

RESOLUTION 2010-135

Resolution Authorizing a Grant Application to the Board of Chosen Freeholders under the Municipal Park Development Program

WHEREAS, the Burlington County Board of Chosen Freeholders has approved the Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("Trust Fund") and established a Municipal Park Development Program ("Program") to provide grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for municipal public park and recreation development purposes; and

WHEREAS, the Township Committee of the Township of Edgewater Park desires to obtain County Municipal Park Development Program funds in the amount of Two Hundred Fifty Thousand Dollars (\$ 250,000.00) to fund Wood Lake Park Improvement Project, Woodlane Road, Edgewater Park, NJ, Block 1816, Lots 2 and 2.02 and

WHEREAS, the Township of Edgewater Park maybe eligible to receive a bonus of 10% of the maximum award amount since Wood Lake Park will serve the communities of Edgewater Park and Burlington Township (see letter of support dated September 30, 2010); and

WHEREAS, the total cost of the project including all matching funds is estimated to be \$314,645.00 (see appended cost estimates); and

WHEREAS, the Township of Edgewater Park is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EDGEWATER PARK THAT:

1. Linda M. Dougherty, Municipal Clerk/Administrator is authorized to (a) make an application to the County of Burlington for Municipal Park Development Program Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Park Development Program and (c) act as the municipal contact person and correspondent of the above named municipality;
2. The Township of Edgewater Park is committed to this project and will provide the balance of funding necessary to complete the In the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If awarded a grant by the County of Burlington under the Municipal Park Development Program, the municipality will use the approved funds in accordance with the Municipal Park Development Program Policy and Procedure

Manual, and applicable federal, state, and local government rules, regulations and statutes thereto; and

4. Mrs. Linda M. Dougherty, Municipal Clerk/administrator is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Burlington for the approved Funds; and
5. This Resolution shall take effect immediately.

RESOLUTION NO. 2010-136

Refund of General Account- Interest on Tax Payments

WHEREAS, there are certain moneys in the General Account of the Township of Edgewater Park; and

WHEREAS, there has been a request by the Tax Collector for a refund of the interest on a tax payment; and

WHEREAS, the Tax Collector has researched the request and has found that the refund is justified; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, County of Burlington, State of New Jersey, that the following moneys in the General Account be refunded to the following applicant:

Charlene Mines
410 S. Arthur Drive
Edgewater Park, NJ 08010
\$16.21

BE IT FURTHER RESOLVED by the Township Committee that the Chief Financial Officer is hereby directed to draw a check in the above stated amount for said refund.

ORDINANCES:

Motion to Bring Ordinance No. 2010-8 on Second Reading and Public Hearing back to the table for consideration: An Ordinance of the Township of Edgewater Park Amending the Code of the Township of Edgewater Park to Repeal § 9-04-01; Ordinance was tabled at the September 21, 2010 meeting.

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

ORDINANCE NO. 2010-8

**AN ORDINANCE OF THE TOWNSHIP OF EDGEWATER PARK
AMENDING THE CODE OF THE TOWNSHIP OF EDGEWATER
PARK TO REPEAL § 9-04-010 (Second Reading and Public Hearing)**

WHEREAS, it appears that §9-04-010 of the Edgewater Park Township Code covers the same offenses as violations of N.J.S.A. 2C:33-2. The state disorderly persons statute, therefore, pre-empts the municipal ordinance.; and

WHEREAS, it is, therefore, necessary that §9-04-010 establishing such regulations be repealed,

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

Section 1. §9-04-010 of the Edgewater Park Township Code be and hereby is repealed and the provisions thereof shall be deleted from the Edgewater Park Township Code.

Section 2. If a court of competent jurisdiction shall declare any section, paragraph, subsection, clause or provision of this Ordinance invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

Section 3. All ordinances or parts of ordinances of the Township of Edgewater Park heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. This ordinance shall take effect immediately upon adoption. Notice of adoption shall be published as provided by law.

Moved by: Mr. Booker

Second: Mrs. Belgard

Discussion: Mr. Kearns discussed this ordinance is to repeal the public nuisance ordinance which is regulated by State statute.

OPEN TO THE PUBLIC FOR ORDINANCE 2010-8 ONLY: The Mayor opened this portion of the meeting to public comment.

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

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

REPORT OF OFFICIALS

Committeeman McElwee:

Liaison to Environmental: Mr. McElwee reported Environmental Committee needs new members; they could not meet because they did not have a quorum.

Liaison to EPAA: Mr. McElwee reported the soccer opening day was well attended. Mr. McElwee thanked the township for the paint liner. Mr. McElwee further reported EPAA will be having a Beef and Beer at the Elks this Friday.

Committeewoman Belgard:

Liaison to Senior Advisory: Mrs. Belgard reported Senior Advisory's next meeting will be on October 13th at 3 PM.

Liaison to Planning Board: Mrs. Belgard reported Planning Board's next meeting will be on October 21st at 7 PM.

Committeeman Booker:

Board of Health/Emergency Management: Mr. Booker stated he is ICC-700 Certified in incident command for emergency management.

Liaison to the School Board and PTO: Mr. Booker reported the PTO is requesting help with their fundraisers because the schools are not funding the class trip. Mr. Booker further discussed the Board of Education is hoping for flat funding for next year's budget.

Mayor Johnson:

Liaison to Neighborhood Watch: Mayor Johnson reported the September meeting was well attended; topic of discussion was for the Revaluation Process. The Neighborhood Watch Fundraising Committee would like to have a 5 K Walk in March of 2011, Skating Party in January 2011, Riversharks games, carwash, bake sale, holiday sale. Mayor Johnson further discussed the purpose of the fundraisers is to raise money a radar sign.

APPROVAL OF BILLS

Approval of Bills from September 16, 2010 through October 4, 2010

Moved by: Mr. Johnson Second: Mr. McElwee

Discussion: Committee questioned a few bills listed for payment which were addressed by Mrs. Peak, CFO.

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

APPROVAL OF MINUTES

Approval of Minutes June 10, 2010 (public), June 15, 2010 (public), June 19, 2010 (public), June 22, 2010 (public)

Moved by: Mr. Pullion

Second: Mayor Johnson

Hearing no discussion:

Roll Call: Mrs. Belgard – yes; Mr. Booker – yes; Mr. McElwee – yes; Mr. Pullion –yes abstain on June 19th; Mayor Johnson-yes

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

Mrs. Carol Donahue, 1008 Cooper Street, questioned the repealing of the Ordinance of disorderly persons and why this ordinance would be repealed. She further commented that there is a sign obstruction within the public right of way of Cooper Street and Committee adopted an ordinance regulating this.

Mr. Kearns discussed that the township cannot duplicate the state ordinance in certain circumstances. He further discussed that there was a prior court case regarding the property she is referring to on Cooper Street and that he would review the ordinance and case for a future response.

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

THERE WAS NO OTHER BUSINESS.

ADJOURN

Moved by: Mr. Booker

Second: Mr. McElwee

Time: 8:57 PM

Hearing no discussion:

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