

**TOWNSHIP OF EDGEWATER PARK
MINUTES - DECEMBER 17, 2014**

Mayor Pullion called the meeting to order at 7:30 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 December 11, 2014.
- B. By e-mailing written notice to the Burlington County Times And Courier Post on December 11, 2014.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on December 11, 2014.

Present: Mr. William Belgard, Mr. Darrel Booker, Mr. Michael Trainor, Mr. John McElwee, Mayor Joseph Pullion. (Committee Members)

Also present: Mr. William Kearns, Jr., Solicitor (public and closed session), Mrs. Linda Dougherty, Municipal Clerk/Administrator (public and closed session).

FUNCTION APPLICATION:

Solicitors (correction to application dates approved at 12-9-14 meeting):

Jonathan L. Wright, for Vivint Solar, Door to Door Sales 12/22/14-12/21/15 from 10AM to 7PM; required fees have been paid. 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.

Moved by: Mr. Booker

Second: Mr. Belgard

Discussion: None

Roll Call: Mr. Belgard-yes, Mr. Booker-yes, Mr. McElwee-yes, Mr. Trainor-yes, Mayor Pullion-yes

RESOLUTIONS:

Authorization to Approve Resolution No. 2014-203 through 2014-204 by consent agenda; if any items on the consent agenda require consideration by separate roll call vote, it shall be removed from the consent agenda to the regular agenda.

Moved by: Mr. Booker

Second: Mr. McElwee

Discussion: None

Roll Call: Mr. Belgard-yes, Mr. Booker-yes, Mr. McElwee-yes, Mr. Trainor-yes, Mayor Pullion-yes

RESOLUTION NO. 2014-203:

*Resolution of the Township Committee of the Township of Edgewater Park
Authorizing the Award of Contract to SpectraCom, Inc. for a Camera and Security System
Upgrade for the Recycling Area*

WHEREAS, the Township of Edgewater Park requested solicit quotes for a Camera and Security System Upgrade for the Recycling Area; and

WHEREAS, the following quotes were submitted for consideration:

<u>Contractor</u>	<u>Quote</u>
1. SpectraCom Inc.	\$ 8,500.00
2. COMTEC Systems, Inc.	\$ 9,036.11
3. Thomas Maahs	\$14,543.86

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 SpectraCom, Inc., 5090 Central Highway, Suite 6, Pennsauken, NJ 08109

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

I, Linda Lewis, Chief Financial Officer, for the Township of Edgewater Park, County of Burlington, State of New Jersey, do hereby certify that the funds are available under the Recycling Funds Appropriation in the amount of \$8,500.00.
Linda Lewis, CMFO

I, WILLIAM KEARNS, Jr., ESQ., SOLICITOR for the Township of Edgewater Park, County of Burlington, State of New Jersey, do hereby certify that the Township CFO has certified funds available; and that Township Committee approved the above Resolution at their December 17, 2014 meeting.
William Kearns, Jr., Esquire

RESOLUTION NO. 2014-204:

Resolution in Opposition to the Proposed Hazardous Waste Treatment Facility in Keystone Industrial Port Complex in Falls Township, Bucks County, Pennsylvania

WHEREAS, on December 10, 2014 the Pennsylvania Department of Environmental Protection (DEP) hosted a public meeting and hearing regarding a commercial hazardous waste treatment facility proposed by Elcon Recycling Services to be located in the Keystone Industrial Port Complex in Falls Township, Bucks County Pennsylvania; and

WHEREAS, the DEP states that this operation is a commercial hazardous waste treatment facility, and that it will treat liquid waste from the chemical and pharmaceutical industry; and

WHEREAS, the DEP in their informational press release and at the December 10th meeting said that Elcon Recycling Services has offices in Princeton, New Jersey and has submitted an application for a Phase 1 siting review approval or permit; and

WHEREAS, the Phase 1 siting criteria is “in place to prohibit the location of hazardous waste treatment facilities under certain criteria”; and

WHEREAS, the public meeting was supposed to provide an opportunity for public participation but in reality, such participation for questions from the public was very limited and insufficient for the public to gain true insight and details into the proposed hazardous waste treatment facility; and

WHEREAS, it was evident from the public meeting that some residents and local governmental officials, including some from Pennsylvania only heard about the meeting at the last minute and this greatly restricted their ability to gather detailed information concerning a proposal that could have long-term impact on residents in both Pennsylvania and New Jersey; and

WHEREAS, there was no written detailed information distributed to the public concerning the waste matter, air emissions, discharges to the Delaware River or precautions that will be taken to protect residents in Pennsylvania and New Jersey; and

WHEREAS, the DEP and the applicant, Elcon has provided very little time for concerned members of the public and governmental officials to review and comment on the application before the December 26, 2014 deadline for submittal of testimony, and this lack of time is unreasonable and unfair for an application involving a hazardous waste treatment facility; and

WHEREAS, it is the duty of the Township Committee of the Township of Edgewater Park to represent and protect the interests, health, and quality of life of the residents of the Township.

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

1. That the DEP is hereby requested to extend its December 26, 2014 deadline date for public comments so that concerned parties in New Jersey and Pennsylvania can have adequate time to review and submit written concerns.
2. That the Township of Edgewater Park has concerns for not only air emissions, discharges to the Delaware River and the impact on the quality of life for residents in Pennsylvania and New Jersey, but also about the potential impact on municipal potable drinking wells.
3. That the inadequate time provided for public review and comments leaves the Township of Edgewater Park with no other option at this time except to oppose the hazardous treatment facility and to implore the DEP to hold more public informational hearings as part of the Phase 1 siting review for residents in both states.

OPEN TO THE PUBLIC

The Mayor opened this portion of the meeting to public comment.
Hearing no one wishing to speak the Mayor closed this portion of the meeting for public comment.

RESOLUTION NO. 2014-205 CLOSED SESSION

Where it is necessary to discuss professional services contract. 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. McElwee

Second: Mayor Pullion

Time: 7:10PM

Discussion: None

Roll Call: Mr. Belgard-yes, Mr. Booker-yes, Mr. McElwee-yes, Mr. Trainor-yes, Mayor Pullion-yes

RESOLUTION NO. 2014-206

Resolution of the Township Committee of the Township of Edgewater Park Authorizing the Award of Contract to Bowman & Company, Certified Public Accounts and Consultants, for Professional Financial Consultant Services

WHEREAS, there exist a need for a Professional Financial Consultant; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-5 et. seq.) permits Profession Services Contracts to be awarded to be negotiated and awarded by the governing body without public advertising for bids; and

WHEREAS, the Township Committee deemed that it is necessary to obtain municipal accounting and regulation guidance services to assist the CFO and administrative departments for services such as but not limited to accounting of receipts and disbursements, general ledger recording, reconciliations, state filing requirements and reports; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et. seq.) requires that the resolution authorizing award of contracts for “Professional Services” without competitive bids must be publicly advertised

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edgewater Park, in the County of Burlington, and State of New Jersey, that the Mayor and/or Clerk of the Township of Edgewater Park are hereby authorized and directed to execute agreements for the following qualified professionals:

SECTION I:

- A. Daniel DiGangi, CPA, RMA, PSA, of the firm Bowman & Company, Certified Public Accounts and Consultants, 601 White Horse Road, Voorhees, NJ 08043, is hereby appointed as Municipal Accounting Consultant for the Township of Edgewater Park;

SECTION II:

These contracts are awarded without competitive bidding as “Professional Services”, in accordance with *NJSA 40A: 11-5(1)(a) et seq.* of the Local Public Contract Law, and /or awarded in accordance with *N.J.S.A. 19:44A-20.4 et seq.*, as the above named Professionals are licensed to practice in the State of New Jersey.

Pursuant to NJSA 40A:11-5(1)(a) the following information is set forth:

- A. Duration of Contracts: Term of the contract is for one-year
- B. Amount of Contracts: All specified per contract and budget appropriation.
- C. This resolution and the above-mentioned contract will be on file and available for public inspection in the Office of the Clerk of the Township of Edgewater Park.

SECTION III: This resolution shall be printed once in the “Burlington County Times” and the “Courier Post” as required by law within ten days of its adoption.

Moved by: Mr. Booker Second: Mr. Trainor

Discussion: None

Roll Call: Mr. Belgard-yes, Mr. Booker-yes, Mr. McElwee-yes, Mr. Trainor-yes, Mayor
Pullion-yes

ANY OTHER BUSINESS - None

ADJOURN

Moved by: Mr. Trainor Second: Mr. Belgard Time: 7:36PM

Discussion: None

Roll Call: Mr. Belgard-yes, Mr. Booker-yes, Mr. McElwee-yes, Mr. Trainor-yes, Mayor
Pullion-yes

Michael Trainor, Mayor

Linda M. Dougherty, RMC/Administrator
Date: January 27, 2015