

**TOWNSHIP OF EDGEWATER PARK
MINUTES
MARCH 2, 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 (Closed and Public), Mr. Aubrey Painter, Superintendent of Public Works (Closed and Public), Mrs. Linda Dougherty, Clerk/Administrator (Closed and Public), Mr. William Kearns, Solicitor (Closed and Public) and Mr. Rakesh Darji, Township Engineer (Public)

DISCUSSION(S)/PRESENTATION(S): NONE

REPORTS

The Solicitor reported there were no changes since his last report; further discussion for closed session.

Report from the Engineer is appended hereto.

Report from Municipal Clerk/Administrator is appended hereto.

Report: Tax Collector's Annual Statement Year End 2009

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: 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:

Donation for Boys and Girls State to American Legion Post #79, cost is \$185.00 for a boy and \$210.00 for a girl.

Moved to table until the 3/16/2010 meeting by: Mayor Johnson Second: Mr. Pullion

Upon discussion, Township Committee requested the names and number of residents per year from Edgewater Park that have attended Boys/Girls State within the last couple of years be provided; this is a worthwhile cause but the township has severe budgetary constraints.

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

APPOINTMENTS/RESIGNATIONS:

Temporary Emergency Appointment of Fran Varsaci in the Public Works Department effective February 25, 2010, rate of \$15.00 per hour, as needed.

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

FUNCTION APPLICATIONS:

PUBLIC FUNCTIONS: NONE

SOLICITOR'S PERMIT:

2010-3 EPAA to Solicit Donations at Pathmark on March 21, 2010; Letter of Authorization and Certificate of Insurance have been received. 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. McElwee

Second: Mr. Pullion

Hearing no discussion:

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

REPORT OF OFFICIALS

MAYORAL APPOINTMENT

Mayor Johnson announced the following Mayoral Appointment:

Environmental Advisory Committee: Anita Litchner to fill the unexpired term of Giles Maupin until 12/31/2011

Mayor Johnson:

Liaison to Neighborhood Watch: Mayor Johnson reported Neighborhood Watch is fundraising for the Memorial Day Parade. A parade committee has been established with Beverly and Edgewater Park residents.

Liaison to the Memorial Day Parade: Mayor Johnson further reported Mayor Cook of Beverly is working on the plans for the parade.

Committeeman McElwee:

Liaison to the EPAA: Mr. McElwee reported the next meeting for EPAA is on Tuesday, March 9. Mr. McElwee further reported March 20th is the Beef and Beer fundraiser at 45th Street Pub. Mr. McElwee further reported that the Elks and EPAA will sponsor a free program” Batter’s Up” competition. The program is free and more information will be forthcoming.

Committeewoman Belgard:

Liaison to Senior Advisory: Mrs. Belgard reported Senior Advisory met on February 17 but did not have a quorum to reorganize. The next meeting is on March 17. Senior advisory is looking for more participation.

Committeeman Booker:

Liaison to the School Board: Mr. Booker reported the School Board is going over financial reports in anticipation of Governor Christie’s budget cuts.

Liaison to the Recreation Committee: Mr. Booker reported the Breakfast with the Bunny is scheduled for March 27, 2010 at Magowan Elementary School.

Mr. Booker further reported Read Across America was a very impressive event. Mr. Booker and Mrs. Belgard attended.

ORDINANCE(S): 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.”

BE IT ORDAINED, by the Township Committee of the TOWNSHIP OF EDGEWATER PARK, in the County of Burlington, and State of New Jersey, as follows:

SECTION ONE. Amendment

This Ordinance shall amend Chapter 10.04 of the Township Code, by deleting the language in Section B, of Section 10.04.020.

THIS ORDINANCE SHALL AMEND CHAPTER 10.04 OF THE TOWNSHIP CODE BY ADDING, AS A STOP INTERSECTION, THE FOLLOWING PROVISION IN SECTION 10.04.030:

V. Blossom Lane and North Garden Boulevard: Stop sign shall be installed on Blossom Lane.

W. Note: The intersection of Green Street and Bridgeboro Road was designated as a 4-way, full-stop intersection per Ordinance No. 2009-10 adopted June 16, 2009.

X. Regency Road and Jamestown Road– Stop signs shall be installed on Regency Road.

Y. Jamestown Road and Cardinal Road– Stop signs shall be installed on Jamestown Road.

Z. Severs Avenue and Stevenson Avenue - Stop sign shall be installed on Severs Avenue.

AA. Spring Lane and Woodlane Road - Stop sign shall be installed on Spring Lane.

AB. Spring Lane and Danbury Court – Stop sign shall be installed on Danbury Court.

AC. Spring Lane and Vermont Square- Stop sign shall be installed on Vermont Square.

AD. Spring Lane and Crystal Drive- Stop sign shall be installed on Crystal Drive.

AE. Spring Lane and Madison Court- Stop sign shall be installed on Madison Court.

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AF. Spring Lane and Forrestal Drive- Stop sign shall be installed on Spring Lane.

AG. Forrestal Drive and Spring Lane- Stop sign shall be installed on Forrestal Drive.

AH. Forrestal Drive and Belmont Avenue- Stop sign shall be installed on Belmont Avenue.

AI. Forrestal Drive and Alexander Road- Stop sign shall be installed on Alexander Road.

AJ. Forrestal Drive and Route 130 South- Stop sign shall be installed on Forrestal Drive.

SECTION TWO. In the event that any section or portion of this Ordinance shall be declared to be unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, each section or part shall, to the extent that it is unconditional, invalid, or inoperative, remain in full force and affect and no such determination shall be deemed to invalidate the remaining sections or parts of this ordinance or the ordinance as a whole.

SECTION THREE. The Township Committee finds that the regulations established in this Ordinance address a matter of public safety and the Ordinance shall take effect immediately upon enactment and publication as provided by Law.

The foregoing ordinance will be consider for adoption of final reading and public hearing to be held on March 16, 2010 at 7:00 PM, or shortly thereafter, 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

RESOLUTION

RESOLUTION NO. 2010-41

*Resolution Authorizing Liquor License Renewal for
Inactive License No. 0312-33-001-006 from July 1, 2009 to June 30, 2010*

BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey that:

1. Application having been duly made, and the State of New Jersey, Division of Alcoholic Beverage Control, has granted a Special Ruling to permit consideration of the renewal application for Inactive License No. 0312-33-001-006 for the 2009-2010 and the 2010-2011 license term pursuant to N.J.S.A. 33:1-12.39.
2. The following is hereby adjudged to be entitled to the alcoholic beverage license effective date of July 1, 2009 through June 30, 2010:

PLENARY RETAIL CONSUMPTION LICENSES - FEE \$2,000.00
#0312-33-001-006 Edgewater Park Beverage Associates, Inc

3. There are no violations of any kind against the above referenced licensees.
4. The Township Clerk is hereby authorized and directed to sign, and retain the license certificate in accordance with the foregoing on behalf of Township Committee.
5. That the Chief of Police has no objection to the renewal of the liquor licenses.

Moved by: Mayor Johnson 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 BILLS

Approval of Bills from February 15, 2010 - through March 1, 2010

Moved by: Mr. Booker Second: Mrs. Belgard

Hearing no discussion: Mr. McElwee questioned the lighting at Arbor Green.

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

APPROVAL OF MINUTES

February 2, 2010 (open and closed session)

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

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

Mr. John Fine, 415 Jefferson Ave.: Mr. Fine submitted a letter praising the public works department, emergency services, the Mayor and the committee for their work during the recent snow storms.

Mr. Dennis Robbins , 9 Crystal Drive, requested an update regarding the revaluation. Mrs. Dougherty discussed that under the State review amendments were recommended and we are waiting on the revised contracts.

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

THERE WAS NO OTHER BUSINESS

Resolution No. 2010-42
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 discuss matters regarding Township of Edgewater Park to Miller Group. 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: Mayor Johnson Second: Mr. Pullion Time: 7:46 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: Mayor Johnson Second: Mrs. Belgard Time: 9:45 PM

Hearing no discussion:

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

RE-ROLL CALL: Mrs. Belgard Mr. Booker Mr. McElwee Mr. Pullion Mayor Johnson

THERE WAS NO OTHER BUSINESS

ADJOURN

Moved by: Mayor Johnson Second: Mr. Booker Time: 9:45 PM

Hearing no discussion:

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

Darrell Booker

Darrel Booker, Deputy Mayor

Linda M. Dougherty

Linda M. Dougherty, RMC/Administrator