

**TOWNSHIP OF EDGEWATER PARK
MINUTES - MARCH 24, 2015**

Mayor Trainor 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 8, 2015.
- B. By e-mailing written notice to the Burlington County Times And Courier Post on January 8, 2015.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 8, 2015.

Present: Mr. William Belgard, Ms. Lauren Kremper, Mr. John McElwee, Mrs. Barbara Perkins, Mayor Michael Trainor (Committee Members)

Also Present: Mr. Gene DiFilippo, Chief of Police (public session), Mr. William Kearns, Jr., Solicitor (public and closed session), Mrs. Linda Dougherty, Municipal Clerk/Administrator (public and closed session).

DISCUSSION(S)/PRESENTATION(S)/AUTHORIZATION(S)/CONSIDERATION:

Recognition of Foreign Police Dignitaries

Deputy Chief Ludwig Weinkam from the County of Erlangen, Germany

WHEREAS, the Township Committee of the Township of Edgewater Park is proud to recognize and honor Deputy Chief Ludwig Weinkam from the County of Erlangen, Germany; and

WHEREAS, Sergeant Mark Herkoperec, of the Edgewater Park Township Police Department invited the Deputy Chief to the United States of America as part of the Township's International Relations and Exchange Program; this program commenced in Year 2006; and

WHEREAS, Deputy Chief Weinkam, oversees all of the police operations in the County of Erlangen, Germany; and

WHEREAS, the Edgewater Park Police Department and the Police Department of the County of Erlangen wish to improve and expand international relations and cultures by exploring departmental operations, policies and procedures; and

WHEREAS, the Officers will be visiting the New York City Police Department and the Philadelphia Police Department to further discuss police operations and response training for potential terrorist activities; and

WHEREAS, the Officers are also exploring mechanisms to facilitate mutual training opportunities between Police Agencies in the United States and Germany.

WHEREAS, we gather here to honor Deputy Chief Weinkam for his outstanding dedication to the residents of the County of Erlangen and to recognize his desire to explore and develop international relations between Germany and the United States of America.

NOW, THEREFORE, by virtue of the authority vested in me as Mayor, and on behalf of the entire Edgewater Park Township Committee, I do hereby commend Deputy Chief Ludwig Weinkam for his dedicated service, offering this expression of recognition and appreciation for his contributions to Police Services.

Lieutenant Marco Woelker from the State of Bavaria, Germany

WHEREAS, the Township Committee of the Township of Edgewater Park is proud to recognize and honor Lieutenant Marco Woelker from the State of Bavaria, Germany; and

WHEREAS, Sergeant Mark Herkoperec, of the Edgewater Park Township Police Department invited the Lieutenant to the United States of America as part of the Township's International Relations and Exchange Program; this program commenced in Year 2006; and

WHEREAS, Lieutenant Woelker, oversees all of the Riot Police and the Swat Team Operations for the State of Bavaria; and

WHEREAS, the Edgewater Park Police Department and the Police Department of the State of Bavaria wish to improve and expand international relations and cultures by exploring departmental operations, policies and procedures; and

WHEREAS, the Officers will be visiting the New York City Police Department and the Philadelphia Police Department to further discuss police operations and response training for potential terrorist activities; and

WHEREAS, the Officers are also exploring mechanisms to facilitate mutual training opportunities between Police Agencies in the United States and Germany.

WHEREAS, we gather here to honor Lieutenant Marco Woelker for his outstanding dedication to the residents of the State of Bavaria and to recognize his desire to explore and develop international relations between Germany and the United States of America.

NOW, THEREFORE, by virtue of the authority vested in me as Mayor, and on behalf of the entire Edgewater Park Township Committee, I do hereby commend Lieutenant Marco Woelker for his dedicated service, offering this expression of recognition and appreciation for his contributions to Police Services.

Moved by: Mayor Trainor Second: Ms. Kremper

Discussion: None

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

FUNCTION APPLICATION:

Authorization to Approve Function Applications/Permits/Licenses/Raffles 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. Belgard Second: Ms. Kremper

Discussion: None

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

Raffles:

Raffle License No.: RA2015-5; BPOE 2550 (Edgewater Park Elks #2550), 315 Green Street, Edgewater Park, On Premise Merchandise Draw Raffle at 315 Green Street, Edgewater Park, NJ on June 13, 2015 from 6:00pm -10:00pm. Non-profit organization filed; 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. A waiver of fees is requested.

Raffle License No.: RA2015-6; BPOE 2550 (Edgewater Park Elks #2550), 315 Green Street, Edgewater Park, 50/50 Raffle at 315 Green Street, Edgewater Park, NJ on June 13, 2015 from 6:00pm -10:00pm. Non-profit organization filed; 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. A waiver of fees is requested.

Bingos: None

Public Functions: None

Charitable Clothing Bins Permit: None

Solicitors Permit:

Mr. Andrew Williams, Mister Softee, Ice Cream Sales, Solicitation Edgewater Park Streets Liquors from March 2015 through November 2015; 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.

Ms. Joan Schober, Mister Softee, Ice Cream Sales, Solicitation Edgewater Park Streets Liquors from March 2015 through November 2015; 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.

REPORTS: Appended to the Minutes

Report from Municipal Clerk/Administrator

Environmental Resolutions Inc. – Commercial Truck Weight Restrictions

Township Committee reviewed the above report submitted by Stacey Arcari, traffic engineer with ERI. The report recommended that the Township submit to the NJ Department of Transportation, Bureau of Traffic Engineering and Investigations that truck restrictions be placed on Woodlane Road and Bridgeboro Road; Mt. Holly Road is under County jurisdiction and upon further review does not recommend the truck restrictions. Upon further discussion consensus of Committee was to further review the report and bring back any comments or recommendations at the next meeting.

Storm Sewer Repairs

ERI Report Dated: 2/3/2015

Mrs. Dougherty reviewed that there are numerous infrastructure repairs that are needed throughout the community. The roads that require storm water repair are N Garden Blvd, Regency Road, Arthur Drive (portion televised additional television required), intersection of Arthur Drive and Monroe Avenue (needs to be televised) and Perkins Lane. Total cost of the repairs and reconstruction is approximately \$465,000. The discussion pursued that outstanding is the repairs to the residence home on Woodlane Road with the storm water pipe running on their property from Woodlane Road to Arthur Drive. Upon discussion consensus of Committee was to have Mr. Darji obtain quotes to televise the remaining lines.

Mrs. Dougherty further discussed that the State still has a freeze on grants road reconstruction projects; the Township applied for road reconstruction grants for Mt. Holly Road and Bridgeboro Road; both roads are in poor condition.

Report from Chief of Police

Purchase of Police Vehicles

Chief Difilippo reviewed the status of the new police vehicles and requested Committee's consideration to the vehicles painted in all black with white lettering.

Upon further discussion consensus of Committee was to authorize the new colors for patrol vehicles.

Annual Tax Collector's Report

Any Other Reports - None

Report Acceptance

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

ORDINANCES:

**Ordinance No. 2015-1:
(Second Reading and Public Hearing)**

AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE TOWNSHIP OF EDGEWATER PARK, TITLE 12 ENTITLED: STREETS, SIDEWALKS AND PUBLIC PLACES, CHAPTERS 12.04 ENTITLED: STREET EXCAVATIONS

WHEREAS, the Township Committee of the Township of Edgewater Park believes that the township residents will be better served if Title 12 Entitled *Streets, Sidewalks and Public Places*, Chapter 12.04 Entitled *Street Excavations* and Ordinance No. 2012-1 Section 12.040 Entitled *Issuance of permit is amended to read:*, Section 12.04.050 Entitled *Fees is amended to read:*, Section 12.040.70 Entitled *Application by public utility is amended:*, Chapter 20, Section 20.430 Entitled *Street Excavations* be amended:

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. TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES, CHAPTERS 12.04 STREET EXCAVATIONS is hereby repealed and any subsequent amendments are hereby repealed and rescinded.

Section 2. TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES, CHAPTERS 12.04 STREET EXCAVATIONS is hereby created as follows:

Chapters:

12.04 STREET EXCAVATIONS

Sections:

12.04.010	Definitions.
12.04.020	Permit required.
12.04.030	Application for permit.
12.04.040	Issuance of permit.
12.04.050	Fees.
12.04.060	Guarantee bond in place of deposit.

12.04.070	Application by public utility.
12.04.080	Waiver of requirements for certain applicants.
12.04.090	Work to be performed with least possible public inconvenience.
12.04.100	Actions required to prevent accidents.
12.04.110	Property to be protected.
12.04.120	Due diligence required.
12.04.130	Restrictions on time period to perform work.
12.04.140	Restoration of sidewalks, curbs or gutters.
12.04.150	Failure of permittee to properly restore street.
12.04.160	Regulation of ditches.
12.04.170	Emergency street openings.
12.04.180	New Street Improvements; Excavations.
12.04.181	Notice to Utilities, Abutting Owners and State Agencies.
12.04.182	Permits for Excavations Prior to Commencement of Improvements.
12.04.183	Time for Completion of Work; New Permits Prohibited After Completion of Improvements
12.04.184	Emergency Excavations
12.04.190	Violation—Penalty.
12.04.200	Insurance and liability claims.

12.04.010 Definitions.

As used in this chapter:

“Applicant” means any person who makes application for a permit.

“Clerk” means the clerk of the township of Edgewater Park or his duly authorized deputy.

“Emergency” means any unforeseen circumstances or occurrence, the existence of which constitutes a clear and immediate danger to persons or properties.

“Engineer” means the person duly appointed township engineer, his authorized deputy, representative or inspector.

“Permittee” means any person who has been issued a permit and is obligated to fulfill all the terms of this chapter.

“Person” means and includes any natural person, partnership, firm, association, utility, corporation or authority created pursuant to statute. Whenever used in any section prescribing and imposing penalty, the term person as applied to associations shall mean the partners and members thereof and as applied to corporations, the officers thereof.

“Standard specifications” means the New Jersey State Highway Department Standard Specifications for Road and Bridge Construction, 1961.

“Street” means and includes the public street, public easement, public right-of-way, public highway, public alley, public way or public road accepted or maintained by the township and any state or county road over which the township may have acquired jurisdiction by agreement.

“Township” means the township of Edgewater Park, county of Burlington, state of New Jersey. (Prior code § 14:1-1)

12.04.020 Permit required.

It is unlawful for any person to tear up, dig into, break up, displace or excavate any of the streets, sidewalks, curbs or gutters in the township without first obtaining a permit therefor from the township clerk. (Prior code § 14:1-2)

12.04.030 Application for permit.

A. The application for a permit to make an opening or excavation in any street shall be in writing, dated and signed by the applicant, and shall state the road or street proposed to be opened or excavated and the object and purposes thereof and shall also indicate the exact location, by length, width and depth, of said intended excavation.

B. In cases where the proposed opening involves construction of a longitudinal pipe main serving more than one property, the township may also require the applicant to submit plans showing the information required above and also the relationship of the proposed installation to the existing pavement, other utilities, the street right-of-way lines, and any other physical features which might be affected by the proposed construction. (Ord. 6-97 § 3 (part); prior code § 14:1-3)

12.04.040 Issuance of permit.

A. Before the issuance of any such permit, the applicant shall deposit with the clerk of the township the following amounts:

1. A minimum cash guarantee of Five hundred dollars (\$500.00) which shall cover an excavation no larger than fifty (50) square feet in area;
2. An additional amount for all street openings in excess of fifty (50) square feet to be computed as follows:
 - a. Paved streets, including shoulders, Ten Dollars (\$10.00) per square foot;
 - b. Gravel streets with no treatment or pavement, Eight Dollars (\$8.00) per square foot;
3. An additional amount, based on the unit prices in the preceding subsection (A)(2) of this section, if the area actually excavated exceeds that estimated at the time application was made.

This amount guarantee shall be retained by the township for a period of one year from the date of the reconstruction of the road to guarantee the proper performance of the work done by the applicant and the maintenance thereof in good condition by the applicant during this time period. (Prior code § 14:1- 4)

B. Applications for excavations less than one hundred (100) square feet and not proposing new storm, potable water or sanitary mains or structures require a sketch plan prepared by an individual knowledgeable in roadway and utility construction indicating all existing and proposed improvements within the township right of way. The plan shall address the method, materials and means by which the excavation is to be restored.

C. Application for excavations exceeding one hundred (100) square feet or proposing new storm, potable water or sanitary sewer mains or structures require a design plan signed and sealed by a licensed engineer. The plan shall indicate all existing and proposed improvements within the township right of way, provide the method, materials and means by which the excavation is to be restored and include the requisite design data and calculations to support the proposed design.

12.04.050 Fees.

In addition to the above cash guarantee, the applicant shall pay a nonreturnable fee in the following amounts:

- A. One hundred dollars (\$100.00) for the first twenty (20) square feet or part thereof of any opening.
- B. One hundred and fifty dollars for openings over twenty (20) square feet up fifty (50) square feet.
- C. One hundred and fifty dollars (\$150) plus 10% of the cash guarantee determined in section 12.04.040 A 1. & 2. above, for all openings exceeding 50 square feet.

Said fee to be used to pay the cost of personnel employed to process the applications and permits and to inspect the work performed. If at any time it becomes evident that the fees are or will be insufficient to cover the costs, the permittee shall pay to the clerk such additional fees as certified by the township engineer as required to meet the costs of the processing and inspection. (Prior code § 14:1-5)

12.04.060 Guarantee bond in place of cash guarantee.

When the amount of the cash guarantee as determined under Section 12.04.040 would exceed one thousand dollars (\$1,000.00), the applicant may, at his option, furnish a guarantee bond with corporate surety for the full amount of such cash guarantee instead of making the required cash guarantee. Said bond will unconditionally guarantee that the applicant will make the proposed street opening, backfill same and restore the pavement in accordance with requirements of the township and maintain same for a period of one year from the date of the resurfacing of said road. (Prior code § 14:1-6)

12.04.070 Application by public utility.

When the applicant is a public utility as defined by the statutes of the state of New Jersey, the township may accept, in lieu of the required cash guarantee previously set forth herein, a guarantee bond to the township in the sum of twenty thousand dollars (\$20,000.00) plus a permit as set forth in 12.04.050 above. Such bond shall guarantee payment of the amount that would have been deposited in the event of failure of the applicant to comply with this chapter. Such bond shall guarantee that the public utility will make the proposed street opening, backfill the same, and restore the pavement in accordance with the requirements of the township. Such bond shall also include the one-year guarantee set forth in Section 12.04.040. The township, at its option, may accept a corporate bond. Where the estimated cost of restoration exceeds twenty thousand dollars (\$20,000), the public utility shall supply an additional bond to cover such expenses. Said bond shall not be considered to be filed until it is approved and accepted by resolution by the township committee. In the event that after proper filing of a bond by a public utility as aforesaid, said public utility shall fail to abide strictly by the provisions of this chapter, the township committee may, by resolution without prior notice to the public utility, revoke any privileges for street opening which may have previously been granted under its guarantee bond, and revoke said bond and return it to the public utility, and require cash guarantees for all future street openings made by said public utility as well as cash guarantees for all openings not properly restored as of the date of revocation of said bond. (Prior code § 14:1-7)

The public utility shall restore any road opening in accordance with section 12.04.140 herein. In those cases where the township engineer, upon inspection, determines that the opening, based upon his experience and expertise, will be one out of the ordinary due to the underground conditions or work involved, or where the proposed opening involves construction of a longitudinal pipe main serving more than one property, or in any case where the area to be opened exceeds five hundred (500) square feet, applicant shall also pay the actual cost of inspection or inspections. The utility company shall post a cash escrow for any inspections. The cash escrow shall be determined by the Township Engineer.

12.04.080 Waiver of requirements for certain applicants.

A. When the applicant is a township municipal utility authority or sewerage authority, the township committee may waive any or all of the requirements of this chapter.

B. When the applicant is a subdivider, where escrow funds or other suitable guarantee for complete reconstruction of any existing road has been provided and where proper approvals for all proposed work have been obtained, the township committee may waive the requirements of this chapter.

C. When the applicant is a contractor performing work for the township or the Edgewater Park sewerage authority, the township committee may waive the requirements of this chapter. (Prior code §§ 14:1-8, 14:1-9, 14:1-10)

12.04.090 Work to be performed with least possible public inconvenience.

Any person making any opening or excavation in any street in the township shall carry out the work as expeditiously as possible and in such manner as to cause the least possible public inconvenience and to

permit the use of the sidewalks by pedestrians, the roadway by vehicles and the flow of water along the gutters. (Prior code § 14:1-11)

12.04.100 Actions required to prevent accidents.

All openings, diggings, excavations, piles of material, equipment and barricades, including earth, dirt, and stone or other materials removed from the excavation, shall be carefully guarded at all times to prevent accidents, and a sufficient number of lighted lanterns, flares or torches shall be maintained between sunset and sunrise by the contractor or persons to whom such permit has been granted, to designate such openings or obstruction during the hours of darkness. Where any excavation or trench is to extend across any road or street, only one-half of the same shall be made at one time, and it shall be properly back-filled before the other one-half is excavated so as not to interfere with traffic. (Prior code § 14:1-12)

12.04.110 Property to be protected.

All existing pavements, road surfaces, sidewalks, curbs, gutters, pipes, manholes, drains, conduits or other installations or fixtures and property likely to be injured, damaged or destroyed shall be properly protected by the person doing any work for which a permit has been granted, during the time when such work is being performed. (Prior code § 14:1-13)

12.04.120 Due diligence required.

The work on any opening to be made under any such permit shall be commenced within ten days from the date of such permit and the work prosecuted with due diligence to its completion. If for any reason work is not commenced within said period of ten days, the applicant shall present the permit to the township clerk who shall thereupon either return the cash guarantee required under Section 12.04.040, or extend the time for the beginning of the said work for another period of ten days by endorsement on the permit, and no permit so extended shall be valid unless the work is not commenced within the extended period of time; the cash guarantee required under Section 12.04.040 shall be returned to the applicant. (Prior code § 14:1-14)

12.04.130 Restrictions on time period to perform work.

In the case of any opening which restricts vehicular traffic to less than two ten-foot wide travel lanes, excavation and backfill shall be made within a single eight-hour period, except under special occasions or circumstances where underground conditions or structures warrant a longer period of time. In other cases, it shall be made within one week's time except where underground conditions or structures warrant a longer period of time. Street openings shall be resurfaced within the period of time designated by the township engineer at the time he inspects the backfilling operation, having due regard to the type of street involved and the volume of vehicular traffic which uses the same. Prior to resurfacing, the backfill shall be maintained in order to prevent depressions or bumps in the street surfaces and suitable material shall be applied thereto to keep down dust. (Prior code § 14:1-15)

12.04.140 Restoration of sidewalks, curbs or gutters.

A. Whenever any sidewalk, curb or gutter is broken up or excavated, it shall be restored to its proper condition as soon as practicable by the person having broken up or excavated, at his or her own expense, to the satisfaction of the township engineer.

B. Any person making any opening or excavation shall resurface all such openings and backfill them in accordance with the following procedure, so the roadway or surface is replaced in a condition as near as possible as it was prior to the opening or excavation.

1. All fill material shall be deposited in layers not exceeding twelve (12) inches and each layer shall be rammed or tamped with pneumatic or power-driven mechanical tampers approved by the township engineer.
2. Broken or crushed stone to be used in replacing the stone base shall be cast in separate piles and kept clean and separate from other excavation material and shall be carefully replaced to a minimum thickness of eight inches. The stone base shall be tamped and keyed with

mineral filler.

3. The trench shall be, when filled, level and flush with the finished grade of the street adjacent to the opening. A temporary patch shall be constructed by the permittee, consisting of two inches compacted thickness of cold patch material, Grade A or Grade B, as defined in the standard specifications. The temporary patch shall be constructed within twenty-four (24) hours after tamping of the backfill.
4. No permittee shall commence the restoration of any street until the engineer or his representative has deemed that settlement of the subsurface is complete and the area properly prepared for restoration. All foundations shall be restored to a width six inches wider than the width of the excavation and six inches longer than the length of the excavation. The street surface shall be restored to a width six inches wider than the width of the restored foundation and six inches longer than the length of the restored foundation. All foundations and surfaces shall be restored with the same type of material and to the same depth as existed prior to making the excavation in accordance with the requirements of the standard specifications, except that the minimum repair for any street where existing base consists of gravel or native soil shall be six inches of compacted soil aggregate, Type 2, Class A and B, and two inches of cold patch material, Grade A or B, as defined in the standard specifications. (Prior code § 14:1-16)

C. For all road openings exceeding 25ft, a special restoration including, but not limited to, a full width mill and overlay or half width mill and overlay may be required at the discretion of the Township.

12.04.150 Failure of permittee to properly restore street.

In the event that the permittee shall fail to properly excavate, backfill or restore the street, sidewalk, curb or gutter involved to its proper condition as soon as practicable and within three days after the service or mailing of a notice from the township engineer so to do, then the township engineer may cause such restoration to be made and pay the cost thereof from said cash guarantee or, in case a bond has been filed in lieu of a cash guarantee, the township shall collect the cost of such restoration from the permittee. If, during such period of one year, the filling of the opening shall require repairing and the permittee shall fail to make such repairs as are required within three days after the service or mailing of a notice from the township engineer so to do, then the township engineer may cause such repairs to be made and pay the cost thereof from said cash guarantee or, in case a bond has been deposited in lieu of a cash guarantee, the township shall collect the cost of such repairs from the permittee. When the work has been completed in accordance with the requirements and regulations as contained herein and as may from time to time be adopted by the township to implement this chapter, the cash guarantee or such portion of the cash guarantee which may remain will be refunded to the permittee. (Prior code § 14:1-17)

12.04.160 Regulation of ditches.

A. No ditch shall be dug within ten feet of any street without first obtaining the approval of the engineer, which approval shall not be given unless, in his opinion, the ditch will not endanger the construction of the road which it will adjoin.

B. No existing ditch adjoining a street and within ten feet thereof shall be excavated to a depth lower than that now existing without first obtaining the approval of the engineer, which approval shall not be given unless, in his opinion, the lowering of the depth of the ditch will not endanger the construction of the road which it adjoins. (Prior code § 14:1-18)

12.04.170 Emergency street openings.

In the event of an emergency where circumstances will not warrant delay to first secure a street opening permit, a street may be opened without a permit, provided, however, that such opening shall be confined in size to the area necessary to take care of the emergency. A street opening permit for said emergency opening plus any additional area that it may be necessary to open shall be secured before the close of business on the next business day of the township following the opening. Each day's delay in

securing the street opening permit following an emergency street opening shall be deemed a distinct and separate violation of this chapter. (Prior code § 14:1-19)

12.04.180 New Street Improvements: Excavations.

All newly reconstructed, resurfaced or repaired township roadways are subject to a five year road opening moratorium as stipulated in sections 12.04.181 to 12.04.184 below.

12.04.181 Notice to Utilities, Abutting Owners and State Agencies.

When the Township Committee enacts any ordinance or resolution providing for the paving or repaving of any street, the Township Clerk shall promptly mail a written notice thereof to each person owning sewers, mains, conduits or other utilities in or under such street or any real property, whether improved or unimproved, abutting such street. Such notice shall advise such persons that no excavation permit shall be issued for openings, cuts or excavations for a period of five years from the date of completion of such improvements.

The township shall also promptly mail copies of such notice to the occupants of all houses, buildings and other structure abutting such street for their information and to state agencies and departments or other persons who may desire to perform excavation work in such street.

12.04.182 Permits for Excavations Prior to Commencement of Improvements.

Permits for work to be done prior to any paving or repaving shall be submitted promptly in order that the work covered by the excavation permits may be completed no later than 45 days from the date of enactment of such ordinance or resolution.

12.04.183 Time for Completion of Work; New Permits Prohibited After Completion of Improvements.

Within 45 days, every public utility company receiving notice, as prescribed herein, shall perform such excavation work, subject to the provisions of this section, as may be necessary to install or repair sewers, mains, conduits or other utility installations.

In the event any owner of real property abutting such street shall fail within 45 days to perform such excavation work as may be required to install or repair utility service lines or service connections to the property lines, any and all rights of such owner, or his/her successors in interest, to make openings, cuts or excavations in such street shall be forfeited for a period of five years from the date of enactment of such ordinance or resolution. During such five year period no excavation permit shall be issued to open, cut or excavate in such street, except as provided for in accordance with Section 12.04.184.

12.04.184 Emergency Excavations.

- a. *Excavation Permitted.* If, in the judgement of the township, an emergency, as described in paragraph (b) below, exists which makes it absolutely essential that the repairs be undertaken, excavation may be permitted.
- b. *Emergency Defined; Approval Required.* In the event of any emergency in which a sewer or water main, sewer or water lateral, conduit or underground utility of any kind or description in or under any street, breaks, bursts or otherwise is in such conditions as to immediately endanger property, life, health or the public safety, the person owning or controlling such utility shall obtain the verbal approval of the township before taking emergency measures to cure or remedy the dangerous condition.
- c. *Permit Required; Time for Application; Repairs Pending Issuance.* The person owning or controlling the utility shall apply for an excavation permit, as provided herein, on the first business day on which the township clerk's office is open for business after the occurrence of the emergency. Permanent repairs shall not be made until an excavation permit has been obtained.
- d. *Special Restoration.* In the event that emergency excavation of any road, street, avenue or highway of the township or any portion of the right-of-way is required within the five year

period following paving or repaving of such, special restoration of the roadway may be required, including but not limited to full width milling and overlay of the road as determined by the township engineer.

- e. Additional fees. An additional fee of \$150.00 for emergency excavation of any road, street, avenue or highway of the township or any portion of the right-of-way, will be required to paid in addition to the standard application fee as defined in Section 12.04.050.

12.04.190 Violation—Penalty.

Any person who shall violate any provisions of this chapter, or any rule, regulation or standard promulgated hereunder, shall, upon conviction, be liable to a penalty of not more than two thousand dollars (\$2,000.00) or imprisonment in the county jail for a term not exceeding ninety (90) days, or both, in the discretion of the court. (Prior code § 14:1-20)

12.04.200 Insurance and liability claims.

The applicant shall maintain such insurance as will protect him and the township from claims under the Workmen's Compensation Acts and from claims for damage to property and injury or death to persons. Such property damage insurance shall be written for not less than twenty-five thousand dollars (\$25,000.00) and for personal injuries or death not less than one hundred thousand dollars (\$100,000.00) per person and three hundred thousand dollars (\$300,000.00) per occurrence. Evidence of such insurance shall be presented to the township clerk before any permit may be issued.

The applicant shall agree by acceptance and receipt of the permit to save and indemnify and keep harmless the township against all liability claims from accidents to persons or property arising from the road opening or reconstruction of the road and to defend any suit that may be brought against the township relating to the opening of the road or resurfacing of same. (Prior code § 14:1-21)

Section 3. All ordinances, or parts of ordinances, which are inconsistent herewith are hereby repealed to the extent of their inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage, approval and publication, as provided by law.

NOW THEREFORE BE IT ORDAINED, by Township Committee of the Township of Edgewater Park in the County of Burlington.

Moved by: Mr. McElwee Second: Mayor Trainor

Open the meeting to the public for comment on Ordinance No. 2015-1 only:

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

Discussion: None

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

Ordinance No. 2015-2:

(First Reading)

CALENDAR YEAR 2015

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS

AND TO ESTABLISH A CAP BANK

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5%

unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Edgewater Park in the County of Burlington finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 2.0% increase in the budget for said year, amounting to \$99,381.48 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Edgewater Park in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Township of Edgewater Park shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$173,917.59, and that the CY 2015 municipal budget for the Township of Edgewater Park be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

NOTICE OF INTRODUCTION

The foregoing will be consider for adoption of final reading and public hearing to be held on April 21, 2015 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: Mayor Trainor

Second: Mr. McElwee

Discussion: None

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

RESOLUTIONS BY CONSENT AGENDA

Motion to Approve Resolution No. 2015-45 through 2015-49 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: Ms. Kremper Second: Mrs. Perkins

Discussion: Township Committee reviewed Resolution No. 2015-48; all checks are staled dated and now invalid because they are at least 90 days old.

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

RESOLUTION NO. 2015-45
*Resolution Authorizing the Introduction/Approval
of the Municipal Budget for Year 2015*

WHEREAS, the Township Committee of the Township of Edgewater Park is desirous of introducing the Municipal Budget for CY 2015; and

WHEREAS, the advertisement of said budget must be published in the official newspapers of the Township at least ten days before the public hearing; and

WHEREAS, the public hearing shall be held not less than twenty-eight days after the introduction (approval) of the budget; and

WHEREAS, the public hearing may be adjourned from time to time until the hearing is closed; and

WHEREAS, the public hearing and consideration adoption of the municipal budget will be held on April 21, 2015; and

WHEREAS, at least one week prior to the date of the public hearing, a copy of the introduced budget shall be made available to the public.
(Copy of the full budget was provided to Committee and is on file in the Clerk’s Office.)

RESOLUTION NO. 2015-46
STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY, DIVISION OF PENSIONS AND BENEFITS
STATE HEALTH BENEFITS PROGRAM
SCHOOL EMPLOYEES’ HEALTH BENEFITS PROGRAM
PO BOX 299 TRENTON, NEW JERSEY 08625-0299

A RESOLUTION Amending Resolution No. 165-2002 and to adopt the provisions of Chapter 48 (N.J.S.A. 52:14.17.38) under which a public employer may agree to pay for the State Health Benefits Program (SHBP) and/or School Employees’ Health Benefits Program (SEHBP) coverage of certain retirees.

BE IT RESOLVED:

That the Township of Edgewater Park, County of Burlington #0477-00

CORPORATE NAME OF EMPLOYER - COUNTY

SHBP/SEHBP ID NUMBER

hereby elects to adopt the provisions of N.J.S.A. 52:14-17.38 and adhere to the rules and regulations promulgated by the State Health Benefits Commission and School Employees' Health Benefits Commission to implement the provisions of that law. This resolution affects employees as shown on the attached Chapter 48 *Resolution Addendum*.

It is effective on the 24th day of March, 2015.
MONTH YEAR

We are aware that adoption of this resolution does not free us of the obligation to pay for post-retirement medical benefits of retirees or employees who qualified for those payments under any Chapter 88 Resolution or Chapter 48 Resolution adopted previously by this governing body.

We agree that this *Resolution* will remain in effect until properly amended or revoked with the SHBP and/or SEHBP. We recognize that, while we remain in the SHBP and/or SEHBP, we are responsible for providing the payment for post-retirement medical coverage as listed in the attached *Chapter 48 Resolution Addendum* for all employees who qualify for this coverage while this *Resolution* is in force.

We understand that we are required to provide the Division of Pensions and Benefits complete copies of all contracts, ordinances, and resolutions that detail post-retirement medical payment obligations we undertake. We also recognize that we may be required to provide the Division with information needed to carry out the terms of this Resolution.

RESOLUTION NO. 2015-47

Refund of Continued Certificate of Occupancy Application– Block 404, Lot 2.04

WHEREAS, John Grose submitted an application for a Continued Certificate of Occupancy (CCO) for the property located at 4175 Route 130; and

WHEREAS, a zoning permit was also submitted and subsequently denied; and

WHEREAS, there has been a request by the applicant for a refund of the CCO application; and

WHEREAS, the Municipal Clerk has researched the request and has found that the refund is justified.

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 money be refunded to the following applicant:

John Grose
32 Rose Apple Road
Levittown, PA 19056
Amount: \$200.00

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.

RESOLUTION NO. 2015-48
Resolution Cancelling Stale-Dated Outstanding Checks

WHEREAS, upon review of the financial records of various bank accounts maintained by the Township of Edgewater Park, it was determined that there are several stale-dated outstanding checks; and

WHEREAS, it is in the best interest of the Township to cancel these outstanding checks;

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 outstanding checks be cancelled:

ACCOUNT & CHECK #	AMOUNT
Current Fund:	
1795	203.43
11925	928.50
11945	284.00
12116	296.08
18220	50.00
18320	240.00
120632	324.84
121157	45.51
121545	90.00
121836	300.00
121838	300.00
121840	142.32
122032	99.00
122638	85.00
122708	385.00
123002	875.00
123155	295.20
124310	600.00
125721	16.04
125826	219.00
126008	12,072.60
126233	774.18
126370	1,350.00
Total	19,975.70
Payroll Trust Fund:	
18996	71.78
20518	275.00
20964	1,728.52
20970	434.88

22122

	94.43
Total	2,604.61

RESOLUTION NO. 2015-49
Tax Identification Statement

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Township of Edgewater Park that the Township of Edgewater Park hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in calendar year 2014 in the amount of \$10,698.32. Documentation supporting this submission is available at 400 Delanco Road, Edgewater Park, NJ 08010 and shall be maintained for no less than five years from this date.

REA Tax certified by:

Name of official: Mr. Aubrey Painter
Title of official: Superintendent of Public Works/Recycling Coordinator
Date: March 24, 2015

REPORTS FROM OFFICIALS

Mr. Belgard – Liaison to Planning Board & Redevelopment Advisory Committee

Planning Board:

Mr. Belgard, Class III, reported that he could not attend the March 19th meeting; application was a use variance for a used car dealership.

Redevelopment Advisory Committee:

Mr. Belgard discussed that members Mayor Trainor, Kevin Johnson, Jim Daly, Gwendolyn Bonner and he attended a business presentation consortium last Friday in Mt. Laurel. The program was hosted by Burlington County Economic Development Department with several municipalities represented; several potential business opportunities were ascertained.

Mr. Belgard further discussed that the Redevelopment Committee would like to host a breakfast for business owners, developers, etc. The breakfast will be held at the Golden Dawn dinner; cost is approximately \$10.00 per attendee with a maximum of \$400.00 for the event.

Upon discussion Mr. Belgard moved to authorize the meeting at the maximum cost of \$400.00; second by Mayor Trainor.

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

Ms. Kremper – Liaison to Recreation, Board of Education

Recreation Committee

Mrs. Kemper reported that the Breakfast with the Bunny event will be held on Saturday, May 28th at Magowan School with a continental breakfast at 9AM and the egg hunt starting at 10AM.

Board of Education

Ms. Kremper discussed that the Board of Education will be presenting the school budget on April 28th. Ms. Kremper further discussed that the school honored many students at Magowan School and Ridgway School for various activities and program involvement.

PTO: Color-A-Thon

Ms. Kemper further discussed that PTO is hosting a Color-A-Thon fundraiser at Pennington Park, Delanco Township. PTO is requesting Committee's consideration to place a banner at various locations throughout the community. Upon further discussion Ms. Kemper moved to permit the banner to be placed on various public property parcels; second by Mrs. Perkins.

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

Mrs. Perkins – Liaison to Recreation, Environmental Advisory

Environmental Advisory Committee

Mrs. Perkins discussed that the Environmental Committee is exploring various funding opportunities to prepare a tree inventory of the Township.

She further discussed that the NJ Department of Agricultural, Rutgers Urban Forestry Program, is hosting a program to help detect the emerald ash borer insects; the Environmental Committee will be placing a trap within the community.

The Committee is also participating in a free tree sampling program; 100 tree samplings will be provided to resident at no cost. Residents can obtain free trees on April 4th from 9AM to Noon at the Weimann Complex Clubhouse; proof of residency is required.

Mrs. Perkins further discussed that the memorial sign display at Roosevelt Park needs to be repaired and one of the benches also needs repair.

Mr. McElwee – Liaison to Senior Advisory and Sewerage Authority

Senior Advisory

Mr. McElwee reported that the next meeting will be held on April 8th at the municipal building at 3PM.

The Senior Advisory Committee also hosted a CPR class; Endeavor Emergency Squad organized the program with 12 to 15 people receiving their certification.

The Senior Advisory Committee would also like to hold student government day in May where the students attend Township Committee meetings and represent Township Committee, professionals and staff. Upon further discussion Mr. McElwee moved to reinstitute the program; second by Mayor Trainor.

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

Senior Advisory also agreed to help the Recreation Committee stuff eggs for the egg hunt.

Sewerage Authority

The next meeting of the Authority will be held on April 8th at the Authority's office on Cooper Street; meeting starts at 7PM.

Mayor Trainor, Liaison to EPAA

EPAA: Improvements to Memorial Field

Mayor Trainor discussed that EPAA obtained a quote from Delaware Valley Hyrdoseeding (DVH) to upgrade two infields of the baseball/softball diamonds at the Memorial Field at a cost of \$7,600 per field. The discussion pursued that all three fields should be upgrade due to flooding conditions. Upon further discussion, consensus of was to have all three fields upgraded with the Township paying for two fields at \$7,600 and EPAA paying for one field at \$3,800. Moving forward the baseball/softball fields in all parks should be placed on a rotation which will provide an upgrade every 5 years with the cost being potentially split between the Township, EPAA and Board of Education for Weimann Sports Complex. The next meeting for EPAA will be held on April 14th at the 45th Street Pub at 8:30PM. April 18th is opening day for EPAA spring sports program. The annual parade will start at Magowan School and proceed to Memorial Field.

PSE&G – Sesame Street Program

Mayor Trainor discussed that Mr. Kearns, Mrs. Dougherty and he attended a conference call meeting with PSE&G about the program. It is a new program, sponsored by the PSE&G Foundation and Sesame Street, which sponsors events that promote emergency preparedness and how important it is for young children to know their phone number, address, etc.

Planning Board:

Mayor Trainor, Class I, reported that he also could not attend the March 19th meeting; application was a use variance for a used car dealership.

Redevelopment Committee

Mayor Trainor further discussed the economic development meeting hosted by the Burlington County Economic Development Department. The seminar attracted many developers, residential and non-residential throughout the State. Unique contacts were ascertained including anchor stores, grocery stores, etc. The presentation was very energizing and potential developers will be followed up through the Redevelopment Committee.

APPROVAL OF BILLS

Approval of Bills from February 26, 2015 to March 18, 2015

(Note: Included is the year to date 2015 revenue and expenditure summary reports)

Moved by: Mrs. Perkins Second: Mr. Belgard

Discussion: Yes

Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

OPEN TO THE PUBLIC

The Mayor opened this portion of the meeting to public comment:

Fran Wilkins, 96 North Garden Blvd:

Mrs. Wilkins discussed that the Burlington County Times did not have the correct time for the meeting.

Mrs. Dougherty discussed that the BCT has a section in the paper that announces weekly; this is not the official announcement for the meetings. She will resend the meeting notice to the paper.

Mrs. Wilkins further discussed that there is an application before the Delanco Township Planning Board for the construction of a Mosque on Creek Road; Delanco meeting schedule is the same night as Edgewater Park Township Committee meetings. The application includes a charter school which could impact the Edgewater Park School system financially as well as the potential to create traffic issues on Creek Road, Bridgeboro Road and Route 130.

Lynn Flagg, 94 North Garden Blvd

Mrs. Flagg questioned the status of the student new flag program.

Mr. McElwee discussed that the program is in a holding pattern for now until cost and other issues can be worked out. He is working on a cost analysis; the township is doing their due diligence on the feasibility of the program.

Mrs. Flagg further questioned the installation of a roller skate park.

Township Committee discussed that the objective for park improvements is to maintain and upgrade what is existing; when completed the expansion of the park system will be reviewed. The roller skate park was reviewed with the Township's insurance provider; one of the requirements would necessitate the need for additional personnel on site while the park is open.

Frank Bertino, 1029 Railroad Avenue.

Mr. Bertino discussed that the road conditions on the small section of his road where it dead ends is very poor.

Township Committee discussed that ERI, Township Engineer, prepared a road condition evaluation report which includes a physical analysis of the road, its condition, estimated cost to reconstruct, and primary ranking; road type, traffic and budget are considered when making improvements. Committee recognizes that the infrastructure of the township is aged throughout the community and continue to apply for grants to offset the cost of reconstruction.

ANY OTHER BUSINESS –

Mr. Kearns, Township Solicitor, discussed Chief DiFilippo's Route 130 pedestrian article that appeared in the BCT newspaper; the article relating to pedestrian accidents was excellent. The matter was then picked up by new stations. Any decisions made on Route 130 is a decision of the State; Route 130 is under State jurisdiction.

RESOLUTION NO. 2015-50

Closed Session

Where it is necessary to discuss sale of municipal property and contract provisions relating to block: 1202, lot 4.01. 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 Trainor Second: Mr. Belgard Time: 8:18PM
Discussion: The Mayor announced that Township Committee at the conclusion of Closed Session may take formal action regarding sale of municipal property.
Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

ANY OTHER BUSINESS –

RESOLUTION NO. 2015-51

Authorizing the Mayor and Clerk to sign the Second Amendment to the Development Agreement and Agreement of Sale between K-2 Management, LLC, And the Township of Edgewater Park

WHEREAS, K-2 Management, LLC (“Buyer” or “Developer”) and The Township of Edgewater Park (“Seller”) have agreed to modify the terms of the Development Agreement and Agreement of Sale between K-2 Management, LLC and the Township of Edgewater Park dated December 1, 2011 which was amended by a certain First Amendment dated December 18, 2013

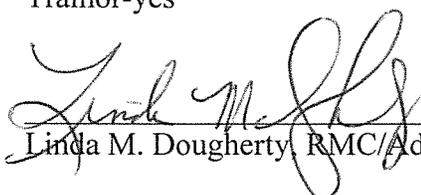
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, County of Burlington, State of New Jersey, that the Mayor and Township Clerk are hereby authorized and directed to sign the referenced Second Amendment, in the form attached hereto and incorporated herein, on behalf of the Township of Edgewater Park.

(Contact is on file in the Clerk’s Office.)

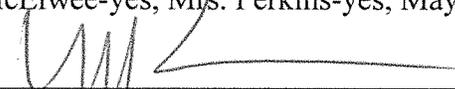
Moved by: Mr. McElwee Second: Ms. Kremper
Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

ADJOURN

Moved by: Mr. Belgard Second: Mayor Trainor Time: 8:49PM
Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes



Linda M. Dougherty, RMC/Administrator



Michael Trainor, Mayor