

**TOWNSHIP OF EDGEWATER PARK
MINUTES - MARCH 3, 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, Mrs. 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), Mr. Rakesh Darji, Township Engineer, ERI (public session), Mrs. Colleen Treusch, Deputy Clerk (public session).

Absent: Mr. Aubrey Painter, Superintendent of Public Works due to snow storm.

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

Proclamation:

National Poison Prevention Week

WHEREAS, Congress designated the third full week in March to be National Poison Prevention Week (NPPW) in 1961 and since then this week has helped to raise national awareness of the dangers of potentially poisonous medicines, household chemicals, and other substances; and

WHEREAS, poison centers across the country will focus the public's attention on identifying poisoning hazards at home as well as learning ways to prevent poisoning emergencies; and

WHEREAS, unintentional poisoning is the leading cause of unintentional injury death in New Jersey; and

WHEREAS, approximately half of all reported poison exposures involve children under six (6) years of age; and

WHEREAS, the majority of poisoning deaths occur in adults aged 20 to 59; and

WHEREAS, every poisoning is preventable! From the youngest to the oldest, all people and even pets are at risk; and

WHEREAS, poison experts urge parents and caregivers to keep “single-load liquid laundry packets” out of sight and reach of young children. These products can cause serious harm if ingested; and

WHEREAS, consumers must be aware that e-cigarette devices, hookah pipes and liquid nicotine may contain very high doses of nicotine in enticing colors, aromas, and flavors – increasing the likelihood that small children and pets will be drawn to them. These products pose serious risk of poisoning; and

WHEREAS, the New Jersey Poison Information and Education System (NJPIES), a division of the Department of Preventive Medicine and Community Health/NJ Medical School at Rutgers, The State University of New Jersey provides free, expert medical advice, drug information, and poison prevention education to NJ residents through the 800-222-1222 Poison Help Hotline; and

WHEREAS, all services are free, confidential, multilingual and available 24 hours a day, 7 days a week, 365 days a year even during bouts of Mother Nature; and

WHEREAS, poison centers save time and money by managing most cases at home, not requiring a visit to an emergency room; and

WHEREAS, NJ Poison Experts encourage all residents to program the Poison Help Line 800-222-1222 into home, office, and cell phones because a rapid response can make a difference in preventing serious injury and saving lives; and

WHEREAS, NJPIES is involved with the state’s efforts in homeland defense, counter-terrorism, emergency preparedness and response, and bio surveillance, and surveillance for clusters of poisonings and their sources (products, food and beverages, chemicals in the workplace and at home, environmental toxins, drugs and medicine, and animal and insect bites and stings; and

WHEREAS, the poison center is instrumental in managing exposures during major storms like Superstorm Sandy; and

WHEREAS, the use of poison center services saves residents both time and money. Most cases are managed in the convenience of the caller’s home, requiring no hospital visit.

NOW, THEREFORE, I, Michael Trainor, Mayor, of the Township of Edgewater Park do hereby proclaim the week of March 15-21, 2015 as National Poison Prevention Week in New Jersey and encourage all citizens to pledge their commitment to ensuring the safety of themselves, their families, and their community.

Moved by: Mayor Trainor Second: Mr. Belgard

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. McElwee Second: Ms. Kremper

Discussion: none

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

Raffles: None

Bingos: None

Public Functions: None

Charitable Clothing Bins Permit: None

Solicitors License:

Affirmation: Solicitor Permit 2015-1: Kristen Lee Hoffman of Girl Scouts of Central and Southern NJ– Authorization to Sell Girl Scout Cookies at Wawa from Saturday, February 28, 2015 to Sunday, March 1, 2015. A letter is on file from the Chief of Police advising that there is nothing that would preclude Committee from considering the permit application. A waiver of fees is requested.

REPORTS

Report from the Township Engineer

On call emergency contractor: Mr. Darji discussed that the bid opening for an on call emergency contractor was held last Thursday. Five bid packets were picked up with two bids submitted. He further recommended to award the contract to Pioneer General Contracting LLC; resolution authorizing the contract is on the agenda this evening.

Ridgeway Middle School Pathway

Mr. Darji reviewed that the Board of Education would like to have a designated pathway for students from the Arbor Green Condominiums and Manor Apartments to Ridgeway Middle School. The school is exploring grant funding for the project. The discussion pursued that lighting, security, maintenance, plowing etc. needs to be addressed. Offsite improvements at Arbor Green and Manor Apartments also need to be addressed.

Upon further discussion consensus of Committee was to explore grant funding for the project; have the school obtain cost estimates for construction and engineering fees. The School Board would be the lead agency for the project. Ms. Kremper, Mr. Belgard, Mr. Darji, Mrs. Dougherty and Chief DiFilippo will meet with representatives from the school.

Report from Municipal Clerk/Administrator

BurlCo JIF: EPL/POL Premium Deductible

Mrs. Dougherty reviewed that in 2013 the Township modified our premium options for POL/EPL to a \$2,500 deductible and \$0.00 for co-insurance. Should the Township elect to revert back to the standard \$20,000 deductible and 20% of \$250,000 (\$50,000) the annual premium would be \$11,052.00. The 2015 cost to maintain the buy down for the 2015 EPL Premium would remain at the \$15,233.00 which is an additional cost of \$4,181.00.

Upon discussion consensus of Committee was to maintain same coverage at \$2,500 deductible and \$0.00 for co-insurance.

NJ Sustainable Energy Joint Meeting (SEM)

Mrs. Dougherty reviewed that the SEM will be going out to bid for Electric Power Supply Services through the issuance of a Request for Bids on or about March 30, 2015. Members wishing to opt-out

of the bid must submit the form no later than March 27, 2015 at 4:00PM. Requests for Bids for electric power supply services will be accepted on or about April 16, 2015 which includes, PSE&G, Jersey Central and Light (JCP&L), Atlantic City Electric Company (ACE) and Rockland Electric Company (RECo). Current SEM member electric account contracts for PSE&G, JCP&L, and ACE service territories expires in June. SEM will be including a 20% renewable energy component in the upcoming bid, and has coordinated with Sustainable Jersey ("SJ") to assure that this product will qualify participating SEM members for additional SJ points under their recently-announced protocols.

Upon further discussion consensus of Committee was to stay with the SEM for the electric bid auction.

Truck Traffic Prohibitions

Mr. Darji discussed that the traffic engineer met with Chief DiFilippo regarding the proposed truck prohibitions on Woodlane Road, Bridgeboro Road and a portion of Delanco Road. Mr. Darji further discussed that the truck prohibition of Delanco Road will be difficult to get approvals from the County and NJ Department of Transportation. An application must be submitted to the NJDOT prior to restricting the roads. ERI's traffic engineer Stacey Arcari submitted the following proposal; Scope will include:

Fee \$2,500.00

1. Site Visit to evaluate the Subject Road Segments.
2. Meet with the Police (and other township staff) to discuss traffic history
3. Prepare and submit a written report to NJDOT.

Additional items like meeting with NJDOT and/or Adjacent Towns, traffic counts, speed surveys etc. are not included in the price because ERI doesn't know if they will be required

Consensus of Committee was to authorize ERI to perform the study and prepare the application for \$2,500.00; draft report shall be submitted to Committee.

Report from Chief of Police

Disaster Incident and Command Training Class

Chief DiFilippo discussed that he attended the Texas AA&M training class for disaster incidents; the course was paid for by NJ Transit. The program was very beneficial and the information will be incorporated into the police policies.

Report from Superintendent of Public Works

Any Other Reports-None

REPORT ACCEPTANCE

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. 2015-35 through 2015-43 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: Mayor Trainor

Discussion: Mrs. Dougherty reviewed that the Municipal Court Judge bond will be provided through BurlCO JIF. Resolution No. 2015-36 authorizes bond approval for the CFO and Tax Collector; all other employees are under the blanket bond.

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

RESOLUTION NO. 2015-35
*RESOLUTION AUTHORIZING A SERVICE CHARGE ON RETURNED
CHECKS FOR INSUFFICIENT FUNDS*

WHEREAS, N.J.S.A. 40:5-19 has been enacted to allow a municipality the authority to impose a service charge to be added on an account where payment by check or other written instrument was returned for insufficient funds; and

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Edgewater Park, County of Burlington, State of New Jersey hereby authorizes the Tax Collector, and any other Township Official to charge the aforementioned fee at a rate of \$20.00 per check or other written instrument for all checks returned for insufficient funds during the current fiscal year; and,

BE IT FURTHER RESOLVED, that the Tax Collector or any other Township Official may require future payments to be tendered in certified check, cashier's check, or cash.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Chief Financial Officer, the Tax Collector and the Municipal Auditor.

RESOLUTION NO. 2015-36
RESOLUTION ESTABLISHING PUBLIC OFFICIAL BONDS FOR YEAR 2015

WHEREAS, N.J.S.A. 40A:5-34 requires every officer or employee who by virtue of his office or position is entrusted with the receipt, custody, or expenditure of money of funds of the Local unit be bonded prior to entering upon the duties of the office, and

WHEREAS, the surety bond for the Municipal Court Judge shall be covered under the Municipal Excess Liability Joint Insurance Fund (MEL); and

WHEREAS, the governing body shall be given the responsibility of determining such form and such sum and with such surety as the governing body of the local unit shall, by resolution direct.

BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey, that the bonds of the following officials be in effect for the year 2015:

Township Collector of Taxes	\$ 125,000.00
Chief Financial Officer	\$ 200,000.00
Blanket Bond	\$ 1,000,000.00

(covering all Township employees except those specifically named above)

RESOLUTION NO. 2015-37
*RESOLUTION OF THE TOWNSHIP OF EDGEWATER PARK, COUNTY OF BURLINGTON,
AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF THE 2014 TONNAGE
GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION*

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund for which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the **2014 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Edgewater Park Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Edgewater Park that the Township of Edgewater Park hereby endorses the submission of the 2014 recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Aubrey Painter, Edgewater Park Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the 2014 recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

RESOLUTION NO. 2015-38

AUTHORIZING THE BURLINGTON COUNTY HEALTH DEPARTMENT-DIVISION OF MOSQUITO CONTROL TO PERFORM AERIAL SURVEILLANCE AND TREATMENT

WHEREAS, the Burlington County Highway Department-Division of Mosquito Control anticipates the resumption of its aerial surveillance and treatment program on or about April 1, 2015 and continuing through November 2015; and

WHEREAS, Aerial spraying is also a tool for controlling adult mosquitoes, found to be carrying the West Nile and other mosquito borne viruses; and

WHEREAS, regulations of the Federal Aviation Administration require that this Division obtain written approval from the local governing body where operations are conducted; and

WHEREAS, all insecticides and aircraft to be used are those approved for aerial application by both State and Federal governments; and

WHEREAS, larvicide applications will be made by helicopter by licensed commercial applicator(s) contracted by the Burlington County Division of Mosquito Control.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Edgewater Park, County of Burlington, State of New Jersey, that Burlington County Health Department-Division of Mosquito Control is authorized to apply aerial pesticide applications to control mosquitoes over portions of the Township of Edgewater Park, found to have mosquito populations and may present either a public health, nuisance or disease factor.

BE IT FURTHER RESOLVED that Burlington County Health Department-Division of Mosquito Control shall notify the Burlington County Central Communications prior to each and every aviation activity.

RESOLUTION NO. 2015-39

RESOLUTION AUTHORIZING THE PURCHASE OF A TWO 2015 FORD POLICE INTERCEPTOR UTILITY VEHICLES INCLUDING THE ACQUISITION OF ALL EQUIPMENT AND PERFORMANCE OF ALL WORK NECESSARY THEREFORE AND INCIDENTAL THERETO FOR THE LEASE PURCHASE OF SAID VEHICLES

WHEREAS, the Township of Edgewater Park is desirous of purchasing with equipment for the Police Department; and

WHEREAS, funds are available for this purpose; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A: 11-12, any local contracting unit may without advertising for bids, purchase any goods or services under any contract or contracts for such goods or services entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the Township Committee of the Township of Edgewater Park, County of Burlington, and State of New Jersey, will award said contract, for the purchase price of \$88,000.00 plus financing and under writing fees to Winner Ford, Ford Credit, Municipal Finance Department, 1 American Road, MD 7500, Dearborn, Michigan 48126, State Contract Vendor No.: A-45069; and

WHEREAS, the Township Committee of the Township of Edgewater Park, County of Burlington, and State of New Jersey, further desires to enter into a contract with Ford Motor Credit Company under a lease payment schedule, with a \$1.00 buyout at end of term, for the years 2015, 2016, and 2017 for annual lease payment installments of \$31,058.19; and

WHEREAS, this resolution is subject to approval by the Chief Financial Officer; and

WHEREAS, 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.

BE IT RESOLVED that Linda M. Dougherty, RMC/Administrator and/or Gene DiFilippo, Chief of Police are hereby authorized to execute said contract.

RESOLUTION NO. 2015-40

AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT FOR ANIMAL CONTROL SERVICES BETWEEN THE TOWNSHIP OF WILLINGBORO AND THE TOWNSHIP OF EDGEWATER PARK

WHEREAS, the Township of Edgewater Park entered into an Shared Services Agreement with the Township of Willingboro to provide Animal Control services on November 22, 2005 and renewed said contract and terms on April 1, 2011 April 1, 2012; April 1, 2013, April 2014; and

WHEREAS, the Township of Edgewater Park, pursuant to the terms and provisions as set forth in a revised Shared Services Agreement, a copy of which is filed in the Clerk’s Office, desires to enter into a new Shared Services Agreement for a one year period, effective April 1, 2015 with the Township of Willingboro pursuant to N.J.S.A. 40A:65-1, et. seq.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park that the Mayor and/or Clerk/Administrator is hereby authorized to execute said agreement on behalf of the Township of Edgewater Park.

BE IT FURTHER RESOLVED that a copy of the agreement shall be filed with the Division of Local Government Services, Department of Community Affairs.

RESOLUTION NO. 2015-41

RESOLUTION AUTHORIZING THE TRANSFER FUNDS FROM CERTAIN 2014 BUDGET APPROPRIATION RESERVES OF THE TOWNSHIP OF EDGEWATER PARK

WHEREAS, there are certain 2014 Budget Appropriation Reserves that have unexpended balances; and

WHEREAS, there are certain 2014 Budget Appropriation Reserves that are insufficient to cover operating expenses for the year.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey that the following transfers be and are hereby made between the following 2014 Budget Appropriation Reserves:

From:	Account#	Amount	To:	Account#	Amount
Inspections of Buildings SW	4-01-22-195-000	\$ 15,000	Administration OE	4-01-20-100-019	\$ 5,000
Police S&W	4-01-25-240-000	\$ 77,000	Engineering Services	4-01-20-165-101	\$ 20,000
			Police OE	4-01-25-240-019	\$ 20,000
			Public Works OE	4-01-26-290-019	\$ 20,000
			Buildings & Grounds OE	4-01-26-310-019	\$ 15,000
			Recreation OE	4-01-28-370-019	\$ 7,000
			Maint. of Parks OE	4-01-28-375-019	\$ 5,000
Total		\$ 92,000			\$ 92,000

RESOLUTION NO. 2015-42

RESOLUTION ADOPTING 2015 EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, an emergent condition has arisen with respect to The Township of Edgewater Park and no adequate provision has been made in the 2015 temporary appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS, the total emergency temporary resolutions adopted in 2015 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$1,743,250.00,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$54,000.00 as follows:

OPERATIONS INSIDE CAP: GENERAL GOVERNMENT			
Administrative and Executive:			
	Other Expenses	\$10,000.00	
Assessment of Taxes:			
	Other Expenses	\$1,000.00	
Legal Services and Costs:			
	Other Expenses	\$10,000.00	
Insurance:			
	Liability Insurance	\$10,000.00	
	Unemployment Insurance	\$1,000.00	
Police:			
	Other Expenses	\$20,000.00	
Environmental/Shade Tree Commission:			
	Other Expenses	\$1,000.00	
Celebration of Public Event, Anniversary or Holiday:			
	Other Expenses	\$1,000.00	
Total Additional General Appropriations for Municipal Purposes Within CAPS:			\$54,000.00

2. That said emergency temporary appropriations will be or has been provided for in the 2015 budget.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

RESOLUTION NO. 2015-43

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
EDGEWATER PARK AUTHORIZING THE EXECUTION OF A CONTRACT WITH PIONEER
GENERAL CONTRACTING COMPANY, INC. AS AN ON CALL CONTRACTOR FOR
MISCELLANEOUS & DRAINAGE RECONSTRUCTION**

WHEREAS, the Township of Edgewater Park requested that per unit bids be solicited for an On Call Contractor for emergency miscellaneous and drainage reconstruction; and

WHEREAS, Environmental Resolutions Inc., Township Engineer solicited bids, with a bid opening on February 26, 2015, and received the following submissions for the Base Bid and Alternate No. 1; the following represents the aggregate amount of all per unit costs and the work performed, if any, shall be awarded on a per unit basis (see attached summary of bids dated 2/26/2015):

1. DiMeglio Construction Company
 - a. Base Bid – One Year Contract: \$492,313.00
 - b. Alternate No. 1 – Two Year Contract: \$492,313.00
 - c. Total Amount of Base Bid and Alternate No. 1: \$984,626.00

2. Pioneer General Contracting LLC.
 - a. Base Bid – One Year Contract: \$282,720.00
 - b. Alternate No. 1 – Two Year Contract: \$300,437.00
 - c. Total Amount of Base Bid and Alternate No. 1: \$583,157.00

WHEREAS, by letter dated February 26, 2015 Environmental Resolutions, Inc. recommended the award of contract to Pioneer General Contracting in the amount of \$583,157.00 for the Base Bid and Alternate No. 1 which has been determined to be the lowest responsible bidder;

WHEREAS, once a determination has been made for work to be performed on a per unit basis, a purchase order shall be prepared and funds certified at the time the emergency work is implemented; the work performed shall be awarded or affirmed by Resolution of the Township Committee.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Township Committee of the Township of Edgewater Park, that the Mayor and/or Clerk/Administrator are hereby authorized to execute a contract with Pioneer General Contracting located at 43 Amherst Street, South River, NJ 08882 as an on call contractor for emergency road and drainage reconstruction repairs; actual work performed shall be awarded per unit per the summary of bids.

ORDINANCES:

Ordinance No. 2015-1 (FIRST READING)

*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.

The foregoing ordinance will be consider for adoption of final reading and public hearing to be held on March 24, 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: Mr. McElwee Second: Ms. Kremper

Discussion: None

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

REPORTS FROM OFFICIALS

Committeeman Bill Belgard:

Mr. Belgard discussed that Mayor Trainor requested that he attend the last EPAA meeting in his absence. EPAA would like to have the infields of two softball diamonds at Memorial Field update by DVH Turf Management. The cost to perform the work is \$3,800 per field. Upon further discussion consensus of Committee was to have Mayor Trainor reach out to EPAA to see if they could assist in the cost.

Mr. Belgard further discussed that EPAA is looking at costs associated with having a handicap assessable port of potty for Memorial Field. Upon further discussion Committee authorized EPAA to install the port-a-potty if is cost effective.

Mr. Darji: ERI

Mr. Darji reviewed flooding concerns related to the Adams Avenue basin. The low point of the area is at Adams Avenue and Hendrickson Avenue. The pump station at Adams Avenue pumps the stormwater to Roosevelt Pond; a problem occurs because both pump stations at Roosevelt Park and Adams Avenue cannot run at the same time. His recommendation would be to expand Roosevelt Pond and run a designated line for Roosevelt Park to the River. Upon discussion ERI was authorized to explore options and prepare cost estimates.

Committeewoman Lauren Kremper, Liaison Board of Education and Recreation

BOE: Ms. Kremper reported that the next meeting of the Board will be on March 18th at 7:00PM; the Board is canceling the March 24th meeting.

Recreation Committee: Ms. Kremper reported that she will defer to Mrs. Perkins for the Breakfast with the Bunny update.

Committeewoman Barbara Perkins, Liaison Environmental Advisory Committee and Recreation Environmental Advisory –

Recreation Committee: Mrs. Perkins reported that the Breakfast with the Bunny will be held at Magowan School on March 18th; residents are encouraged to register with the Township. The Senior Advisory Committee is going to assist with the stuffing of the eggs. The Recreation Committee further discussed the potential hosting bus trips.

Closed sessions: October 7, 2014, October 21, 2014, November 12, 2014, December 9, 2014 and December 17, 2014

Moved by: Mr. Belgard

Second: Mayor Trainor

Discussion: None

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

OPEN TO THE PUBLIC

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

ANY OTHER BUSINESS - None

RESOLUTION NO. 2015-44

CLOSED SESSION

WHERE IT IS NECESSARY TO DISCUSS SILVER PARK WEST: DOCKET NO. BUR-L-3475-06. WHERE IT IS NECESSARY TO DISCUSS PERSONNEL AND PERSONNEL EMPLOYMENT CONTRACTS. 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: Mr. McElwee Second: Ms. Kremper Time: 8:52PM

Discussion: Mayor Trainor announced that Committee does not anticipate formal action upon the conclusion of closed session.

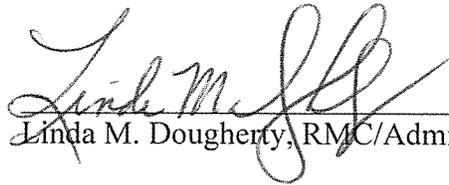
Roll Call: Mr. Belgard-yes, Ms. Kremper-yes, Mr. McElwee-yes, Mrs. Perkins-yes, Mayor Trainor-yes

ANY OTHER BUSINESS - None

ADJOURN

Moved by: Mr. Belgard Second: Mr. McElwee Time: 9:15PM

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