

**TOWNSHIP OF EDGEWATER PARK  
MINUTES - APRIL 15, 2014**

Mayor Pullion called the meeting to order at 7:30 PM

**FLAG SALUTE**

**Open Public Meetings Act Statement**

IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT, CHAPTER 231,  
P.L. 1975 THE CLERK READ THE STATEMENT:

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 7, 2014.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 7, 2014.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 7, 2014.

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

Absent: None (Committee Members)

Also present: Mr. Gene Difilippo, Chief of Polce, Mrs. Linda Dougherty, RMC/Administrator  
(Public and Closed), Mr. William Kearns, Solicitor (Public and Closed), Mrs. Linda Lewis,  
Chief Financial Officer and Ms. Tanyika Johns, Tax Collector/Deputy Clerk

**DISCUSSION(S)/PRESENTATION(S)/AUTHORIZATION(S)/CONSIDERATION:** None

**FUNCTION APPLICATION:**

Solicitor's Permit No.: 2014-7: Dale K. Thompson on behalf of Ladies Aux Unit 15 Donations Collection May 3-- May 24, 2014 at Cramps, Seven-Eleven and Wawa. Request waiver of \$10.00 Township fee, non-profit organization filed; Permission Letters are on file. A letter is on file from the Chief of Police advising that there is nothing in the background check that would preclude Committee from considering the permit application.

Moved by: Mr. Trainor Second: Mr. Booker

Discussion: Township Committee reviewed that Pathmark is no longer open and the collection will be held at Seven - Eleven.

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

*Public Functions: None*

*Raffles: None*

**REPORTS**

*Report from the Chief Financial Officer is appended hereto.*

**Banking Services**

Upon a recommendation from Linda Lewis, Chief Financial Officer, Mr. Trainor moved to approve the transfer of Township accounts to TD Bank for Banking Services.

Second: Mr. Belgard

Further discussion: None

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

Pullion-yes

*Report from the Municipal Clerk/Administrator is appended hereto.*

**Ordinance 2013-8-Bond Ordinance**

Mayor Pullion requested the discussion for the bond ordinance be tabled to the budget meeting later in the month.

*There were no other reports*

**REPORT ACCEPTANCE**

Moved by: Mr. McElwee

Second: Mr. Booker

Discussion: None

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

Pullion-yes

**RESOLUTIONS - CONSENT AGENDA**

Motion to Approve Resolution No. 2014-54, 2014-55 and 2014-57 by consent agenda; if any items on the consent agenda require consideration by separate roll call vote, it shall be removed from the consent agenda to the regular agenda.

Moved by: Mr. Booker

Second: Mr. McElwee

Discussion: None

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

Pullion-yes

**RESOLUTION NO. 2014-54**

***Resolution Establishing Depositories and Signors for the Special Law Enforcement Fund***

**WHEREAS**, Revised Statute NJSA 40:3-25 provides that moneys held in any separate fund, i.e., General Account, Capital Fund, Trust Account and all Escrow Accounts, shall be treated as moneys held in trust and shall not be diverted to any other purpose;

**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 Beneficial Bank, Delanco Federal Savings Bank, TD Bank, Corner Stone Bank, Roebing Bank, Roma Bank, Citi Fund Services and Sovereign Bank, and that the custodian shall be Linda Lewis, Chief Financial Officer.

**BE IT RESOLVED** that all disbursements from the Special Law Enforcement Fund account shall have two signors and be made by checks signed by:

Gene Di Filippo, Chief of Police and/or  
Linda Dougherty, Municipal Clerk/Administrator and/or  
Tanyika L. Johns, Tax Collector/Deputy Clerk and/or  
Linda Lewis, Chief Financial Officer

**RESOLUTION NO. 2014-55**  
*Resolution Adopting Personnel Policies and Procedures*

**WHEREAS**, it is the policy of the Township of Edgewater Park to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

**WHEREAS**, the Township Committee of the Township of Edgewater Park has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations; and

**WHEREAS**, the Township of Edgewater Park, by Resolution No. 72-2002, adopted a Personnel and Policies Procedures Manual and amended said manual on August 15, 2006 by way of Resolution No. 89-2006, May 6, 2008 by way of Resolution No. 2008-87, April 20, 2010 by way of Resolution No. 2010-50 and April 17, 2012 by way of Resolution No. 2012-70

**NOW, THEREBY, BE IT RESOLVED** by the Township Committee of the Township of Edgewater Park that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

**BE IT FURTHER RESOLVED** that these personnel policies and procedures shall apply to all Township of Edgewater Park officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

**BE IT FURTHER RESOLVED** that this manual is intended to provide guidelines covering public service by Edgewater Park Township employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Edgewater Park Township Committee.

**BE IT FURTHER RESOLVED** that to the maximum extent permitted by law, employment practices for the Township of Edgewater Park shall operate under the legal doctrine known as "employment at will."

**BE IT FURTHER RESOLVED** that the Township Administrator and all managerial/supervisory personnel are responsible for these employment practices. The General Counsel and/or Labor Counsel, if appointed, shall assist the Township Administrator in the implementation of the policies and procedures in this manual.

**RESOLUTION NO. 2014-57**  
*Resolution Establishing Restoration Guarantee Deposit for Phase IA,  
Backbone Edgewater Limited in the Amount of \$75,000.00*

**WHEREAS**, Environmental Resolutions, Inc., by letter dated April 3, 2014 issued performance guarantee estimates for various phases of the Fox Run Project located at Block 1202, Lot 4.01; and

**WHEREAS**, the Township of Edgewater Park entered into a Performance Guarantee Agreement with Backbone Edgewater LLC on March 31, 2014 in which the guarantee estimates shall be One Hundred Percent (100%) of the construction costs and shall exclude the 20% contingencies as shown on the guarantee estimates; and

**WHEREAS**, at no time shall the performance guarantee amount held by the Township on behalf of Edgewater Backbone, LLC be reduced to less than 20% of the total guarantee without the posting of a maintenance guarantee in the amount of 15% of the construction cost estimate; and

**WHEREAS**, the Performance Guarantee for Phase IB shall be posted prior to the release of the Phase IA restoration guarantee; and

**WHEREAS**, Backbone Edgewater Limited, located at 1350 Liberty Avenue, Hillside, NJ 07205 posted the Seventy-Five Thousand (\$75,000.00) cash deposit restoration guarantee on April 15, 2014.

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Edgewater Park, County of Burlington, State of New Jersey the Restoration Deposit Guarantee be posted and established for Backbone Edgewater LLC, 1350 Liberty Avenue, Hillside, NJ 07205, as per the recommendation of the Environmental Resolutions, Inc letter dated April 3, 2014.

**ORDINANCE(S):** None

#### **REPORTS FROM OFFICIALS**

##### ***Committeeman Belgard:***

###### *Liaison to Recreation Committee:*

Mr. Belgard reported the Breakfast with the Bunny went very well. There were over 3,000 eggs which disappeared very quickly as did the fruit, muffins, juice and milk. He further thanked all the volunteers that assisted with the event.

Mr. Booker further recognized Burlington City Key Club for their assistance with the event.

Mr. Belgard reported the Fishing Derby will be held on June 14<sup>th</sup> at Roosevelt Park from 10AM to noon.

Mr. Belgard further discussed that Community Day plans are in the works; anyone wishing to volunteer please contact any Township Committee member or the administrative office.

##### ***Committeeman Booker:***

###### *Liaison to the School Board:*

Mr. Booker reported the next School Board meeting will be held on April 29<sup>th</sup> at 6:30PM at Ridgeway School; the School budget will be presented.

PTO will have a meeting on April 28th at 7:00PM at Ridgeway School.

##### ***Committeeman Trainor:***

###### *Liaison to EPAA:*

Mr. Trainor reported that EPAA spring activities registration is closed. April 19<sup>th</sup> will be opening day; the annual parade starts at Magowan School at 8:00AM.

***Committeeman McElwee:***

*Liaison to Senior Advisory:*

Mr. McElwee reported Senior Advisory met and the shredding event, car wash and bake sale will be on May 3, 2014 at 9:00AM at the municipal building. Their next meeting will be held on May 13<sup>th</sup> at 3:00PM at the municipal building.

*Liaison to Sewer Authority:*

Mr. McElwee further reported Sewer Authority reviewed the new housing project and are reviewing requirements. Their next week will be held on May 14<sup>th</sup> at 6:30PM at the Sewer Authority Office on Cooper Street.

***Mayor Pullion:***

*Liaison to Redevelopment Committee*

Mayor Pullion discussed that there is renewed interest on the Cardinale property located on Route 130.

Mayor Pullion further discussed that this year's Community Day will be held on September 13<sup>th</sup> at Memorial Field.

**APPROVAL OF BILLS**

Approval of Bills: April 1, 2014 to April 11, 2014

Moved by: Mr. McElwee Second: Mr. Trainor

Discussion: None

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

**APPROVAL OF MINUTES:** Public Sessions, October 1, 2013, October 15, 2013, November 12, 2013, November 18, 2013.

Moved by: Mr. McElwee Second: Mr. Trainor

Discussion:

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

**OPEN TO THE PUBLIC**

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

*Fran Wilkins, 96 N Garden Blvd*, discussed that there are property maintenance issues in her neighborhood that require attention. She further recommended that Committee consider hiring another part time property maintenance inspector.

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

**ANY OTHER BUSINESS –None**

**RESOLUTION NO. 2014-56**

***Closed Session***

*Where it is necessary to discuss the Township's Affordable Housing Obligation. Where it is necessary to discuss personnel matters. 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.*



