

**TOWNSHIP OF EDGEWATER PARK
MINUTES-MAY 21, 2013**

Mayor McElwee 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 8, 2013.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 8, 2013.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 8, 2013.

Present: Mr. Darrell Booker, Mr. Scott Kercher, Mr. Joseph Pullion and Mr. Michael Trainor (Committee Members)

Absent: Mayor John McElwee

Also present: Mr. Aubrey Painter (Public), Mr. Robert Brian, Chief of Police (Public), Mrs. Margaret Peak, Chief Financial Officer, Mr. William Kearns, Township Solicitor(Public and Closed), Linda M. Dougherty, Clerk/Administrator (Public and Closed), Ms. Tanyika Johns, Tax Collector/Deputy Clerk (Public)

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

FUNCTION APPLICATION: None

REPORTS

Report from Municipal Clerk/Administrator is appended hereto.

2013 Municipal County Grant

Authorization to move forward with the 2013 County Municipal Aid Grant application due June 14th to address the Weimann Field entrance driveway, parking lot, batting cages, tennis courts and basketball courts.

Moved by: Mr. Trainor Second: Mayor McElwee

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mr. Trainor-yes

There were no other reports.

REPORT ACCEPTANCE

Moved by: Mr. Pullion Second: Mr. Trainor

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mr. Trainor=yes

RESOLUTIONS - CONSENT AGENDA

Motion to Approve Resolution No. 2013-67 through 2013-70 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. Pullion Second: Mayor McElwee

Discussion: Mr. Booker questioned whether the 2013-68 gives the Township more power with the Department of Transportation. Mrs. Dougherty stated this is the River Route speed enforcement resolution.

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mr. Trainor=yes

RESOLUTION NO. 2013-67

AUTHORIZING AND DIRECTING THE TAX COLLECTOR TO ISSUE AND MAIL ESTIMATED 3RD QUARTER TAX BILLS, PURSUANT TO NJSA 54:4-66.2 et seq.

WHEREAS, the Township of Edgewater Park 2013 Municipal Budget has not been adopted and the County of Burlington is unable to certify the Township's current 2013 tax rate; and

WHEREAS, the Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and they have both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Edgewater Park, In the County of Burlington and State of New Jersey on the 21st day of May, 2013 as follows:

1. The Township of Edgewater Park Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Township for the third installment of 2013 taxes.
2. The entire estimated tax levy for 2013 is hereby set at \$14,476,603.82.

RESOLUTION NO. 2013- 68

Resolution Authorizing the Township of Edgewater Park to Enter into a Shared Services Agreement for the "BURLINGTON COUNTY ROUTE 130 TASK FORCE" PROGRAM

WHEREAS, the Townships of Bordentown, Cinnaminson, Delran, Riverside, Florence, Delanco, Edgewater Park, Mansfield, Willingboro and North Hanover; the Cities of Bordentown and Burlington and the Borough of Palmyra are neighboring municipalities within the County of Burlington with the Route 130 Corridor running through or adjacent to each; and

WHEREAS, the Police Departments of the Municipalities intersected by Route 130 provide patrols in their respective municipalities; and

WHEREAS, the municipalities often rely upon each other for additional officers to provide such services; and

WHEREAS, the above-named municipalities are participating in the Burlington County Route 130 Task Force Program: and

WHEREAS, the Burlington County Sheriff's Department will be administering a grant from the New Jersey Division of Highway Traffic Safety which will provide reimbursement for approved traffic enforcement details along the Route 130 Corridor; and

WHEREAS, the above-referenced Municipalities wish to enter into a Shared Services Agreement to utilize police to enforce motor vehicle statutes, criminal statutes and local ordinances in the municipalities and to allow each of the above-referenced municipalities to cross jurisdictional lines in order to enforce said statutes and ordinances; and

WHEREAS, the attached Shared Services Agreement has been found to be acceptable by the Township Committee of the Township of Edgewater Park; and

WHEREAS, the attached Shared Services Agreement is authorized by the Uniform Shared Services and Consolidation Act, 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 the attached Shared Services Agreement with the Townships of Bordentown, Cinnaminson, Delran, Riverside, Florence, Delanco, Edgewater Park, Mansfield, Willingboro and North Hanover; the Cities of Bordentown and Burlington, the Borough of Palmyra and the County of Burlington; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officers and the Municipal Clerk of the other Municipalities and to the County of Burlington.

RESOLUTION NO. 2013-69

Authorizing Change Order No.1 Additional Work for Cardinal Contracting Co, LLC in regards to the Ivy Road Roadway Reconstruction Project

WHEREAS, the Township solicited bids for the Ivy Road Roadway Reconstruction Project; and

WHEREAS, Cardinal Contracting Co, LLC, located at 1738 Route 206, Southampton, NJ was awarded with a bid base price and alternate bid #1, #2, and # 3 in the amount of 190,499.00 on September 20, 2011 by Resolution No. 2011-125; and

WHEREAS, there is a need to perform additional sidewalk, curb and swale at the end of Fern Lane to alleviate an existing drainage problem; and

WHEREAS, by change order dated May 15, 2013 the cost of \$4,480.08 was submitted for the additional work.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, that the request for an additional \$4,480.08 for overall extended improvements for the project is approved.

RESOLUTION NO. 2013-70

***Resolution Authorizing the Introduction/Approval
of the Municipal Budget for Year 2013***

WHEREAS, the Township Committee of the Township of Edgewater Park is desirous of introducing the Municipal Budget for CY 2013; 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 June 18, 2013; 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.

Public Hearing and consideration of adoption will be held on June 18, 2013 at 7:30PM, 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 Budget. During the week prior to and up to and including the date of such meeting, copies of said budget will be made available at the Clerk's office to the members of the general public who shall request the same.

ORDINANCES

Ordinance 2013-3 First Reading: Amending Chapter 8.16 Governing Uniform Fire Safety Act Enforcement, Section 8.16.120 Permit and Inspection fess of the Edgewater Park Township Code and Subsequently Amending Ordinance No. 8-2003, Ordinance No. 21-2005, Ordinance No. 2008-5 and Ordinance No. 2012-1.

WHEREAS, the Edgewater Park Fire District No. 1 recommended to the Township Committee of the Township of Edgewater Park that certain fees be increased to support fire protection; and

WHEREAS, the Township Committee of the Township of Edgewater Park has determined that there is a need to increase fees as recommended by the Edgewater Park Fire District No. 1 in an effort to continue to maintain fire safety throughout the Township of Edgewater Park.

NOW, THEREFORE, BE IT ORDAINED BY the Township Committee of the Township Of Edgewater Park, County Of Burlington, State of New Jersey this Ordinance shall amend Chapter 20 of the Edgewater Park Township Code, by deleting the language in Section 20.530 and by adding the following language in Section 20.530 "Permit and inspection fees" as follows:

20.530 Permit and Inspection Fees.

The permit fees shall be as follows:

Type 1	\$42.00
Type 2	\$166.00
Type 3	\$331.00
Type 4	\$497.00
Type 5	Reserved

All other businesses in the non-life hazard use shall be charged an annual fee based upon the square footage (“SF”) of the buildings according to the SF rate schedule, as follows:

INSPECTION FEES:

Life Hazard Fee’s (LHU) – per Uniform Fire Code

Non-Life Hazard Fee’s –

1. Under 500	Square feet	\$ 51.00
2. 501 –800	“ “	\$ 66.00
3. 801 – 1500	“ “	\$ 76.00
4. 1501 – 2000	“ “	\$ 85.00
5. 2001 – 5000	“ “	\$120.00
6. 5001 – 8000	“ “	\$145.00
7. 8001 – 11,999	“ “	\$200.00
8. 12,000 – 14,000	“ “	\$215.00
9. 14,001 or more	“ “	\$275.00

Church Site, Flat Fee	\$ 35.00
Apartment Complexes, Per Building	\$ 51.00
Self Storage Facility, Flat Fee	\$ 75.00

SECTION TWO. Implementation

This Ordinance shall take effect September 1, 2013 and shall be effective on that date upon passage and publication according to law.

SECTION THREE. All other provisions of Section 8.16 of the Edgewater Park Township Code, Ordinance No. 8-2003, Ordinance No. 21-2005, Ordinance 2008-5 and Ordinance No. 2012-1 are ratified and affirmed. All ordinances or part of ordinances inconsistent herewith are repealed to the extent of their inconsistency.

This ordinance will be consider for adoption of final reading and public hearing to be held on June 4, 2013 at 7:30 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. Trainor Second: Mr. Booker

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mr. Trainor-yes

REPORT OF OFFICIALS

Committeeman Kercher:

Liaison to the School Board:

Mr. Kercher reported the School Board is having their meeting tonight a new board member will be sworn in tonight. There also may be another Board Member vacancy in the near future.

Committeeman Booker:

Liaison to Recreation

Mr. Booker discussed that during the tractor pull there is a softball competition. Mr. Kearns stated this happens every year on the first day of the farm fair. Mrs. Dougherty stated their will be minimal interruption.

Mr. Booker further stated Recreation will be lending a hand for the

Committeeman Trainor:

Mr. Trainor further stated Edgewater Park is bringing back the fishing derby on June 15th, 9 to 12 pmon the free fishing day at Roosevelt Pond with different age groups and prizes.

Liaison to Senior Advisory

Mr. Trainor reported Senior Advisory will be on is on hiatus until September.

Mr. Trainor further discussed he will be attending a meeting on Energy Aggregation which is the ability to bulk purchase gas and electric.

Liaison to Environmental Committee

Mr. Trainor reported Environmental could not attend the May meeting. The next meeting is scheduled for June 12, 2013 at 7:30 PM. There will be no meeting for July.

Liaison to Redevelopment

Mr. Pullion reported Community Day is moving forward nicely. There is a email available for updates. Mr. Pullion further reported the businesses received their letters.

APPROVAL OF BILLS

Approval of bills from May 6, 2013 through May 17, 2013

Moved by: Mr. Kercher Second: Mr. Booker

Discussion: On a questioned from Mr. Trainor, Mr. Kearns responded the Providence House is a women's shelter. Upon a question from Mr. Kercher the vendor cheaper than dirt \$900 for paint is paint to line the fields.

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mr. Trainor-yes

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

Mr. Dennis Robbins, 9 Crystal Drive, reported there are cars parked from N Garden and Cooper by the dention basin and its dangerous for cars. Chief Brian stated one side of the street is already no parking. Mr. Brian is not sure if they can make both sides non parking. Mr. Brian further stated that maybe a sign can be made stated dangerous curve

Mr. Justin Clark, 300 N Harrison Ave, expressed concern about people not taking care of their curbs.

Mr. Robbins, further questioned whether the homestead rebate will be applied to the August tax bill. Ms. Johns stated there is a strong possibility.

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

THERE WAS NO OTHER BUSINESS

Resolution No. 2013-71: Closed Session: Where it is necessary to ascertain legal advice and discuss matters concerning Sale of Public Property, Block 1202, Lot 4.01. Where it is necessary to discuss matters concerning personnel contracts and negotiations. 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. Booker Second: Mr. Trainor Time: 7:58 AM

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mr. Trainor=yes

THERE WAS NO OTHER BUSINESS

ADJOURN

Moved by: Mr. Trainor Second: Mayor McElwee Time:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mr. Trainor=yes