

**TOWNSHIP OF EDGEWATER PARK
MINUTES - MAY 4, 2010**

Mayor Johnson called the meeting to order at 7:02 PM

FLAG SALUTE

Open Public Meetings Act Statement

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

Public Notice of this meeting pursuant to the Open Public Meetings Act has been given by the Township Committee in the following manner:

- A. By posting written notice on the Official Bulletin Board at the Municipal Building 400 Delanco Road Edgewater Park, New Jersey on January 6, 2010.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 6, 2010.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 6, 2010.

Present: Mrs. Aimee Belgard, Mr. Darrell Booker, Mr. John McElwee, Mr. Joseph Pullion, Mayor Kevin Johnson (Committee Members)

Also present: Mr. Robert Brian, Chief of Police (Closed and Public), Mr. Aubrey Painter, Superintendent of Public Works (Public), Mrs. Linda Dougherty, Clerk/Administrator (Closed and Public), Mr. William Kearns, Solicitor (Closed and Public) and Mr. Rakesh Darji, Township Engineer (Public)

DISCUSSION(S)/PRESENTATION(S):

Discussion:

Mrs. Dougherty discussed a request from Edgewater Park Hardware for an Electronic Changeable Signs. Mrs. Dougherty submitted several examples ordinances from different towns.

Mrs. Dougherty discussed the need for a Noise Ordinance. She also submitted several different examples from other communities as well as a proposed ordinance for committee review. Upon discussion consensus of Committee was to review the materials submitted.

Mrs. Dougherty further discussed that she was working on an ordinance prohibiting smoking in public parks. Upon discussion consensus of Committee was to exclude parking lots.

Submission of the New Jersey Shade Tree and Community Forestry Assistance Act Annual Accomplishment Report for Year 2009

Moved by: Mr. Pullion Second: Mr. Johnson

Hearing no discussion:

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

PROCLAMATIONS:

B.P.O.E. Elk’s Lodge #2550, Observance of Youth Week, the 1st week of May to Honor America’s Junior Citizens for their accomplishments.

Moved by: Mr. Johnson Second: Mr. Booker

Hearing no discussion:

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

REPORTS

Report from the Solicitor.

PSEG Solar Panels-Light Poles

Mr. Kearns discussed that he researched the solar panel PSE&G placed on the light polls for compliance with municipal and/or state regulations at the request of township committee due to a resident questioned it at a previous meeting. Mr. Kearns advised that he received a copy of the BPU order which allows them to place the solar panels on the poles; municipal approval is not required. The solar panel installation is an overall statewide program; once PSEG covers the cost of the installation the savings are passed on to the Municipalities.

Report from the Engineer is appended hereto.

Cooper Street Crosswalks

Mr. Darji updated Committee on the crosswalk repairs and discussed that he met with the County and the general contractor about the quality of the crosswalk and the repairs are under review.

The discussion continued that the specifications for the crosswalks were determined by the County.

Upon discussion Township Committee requested Mr. Darji write a letter to the County expressing the dissatisfaction with the product.

Bogg’s Run – Perkins Lane Area Flooding

Township Committee, Mr. Darji, Mrs. Dougherty and Mr. Painter discussed the flooding issues on residential properties bordering Boggs Run. Further discussions are anticipated with Delanco Township, County Officials, Veteran’s Administration and homeowners.

Report from Municipal Clerk/Administrator is appended hereto.

Memorial Field Gate

Approval of an entrance gate with lock for Memorial Field at Stevenson Ave entrance.

Moved by: Mr. Booker Second: Mr. McElwee

Hearing no discussion:

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

Public maintaining private property within the public right away

Upon discussion, consensus of Committee was to send letters to the residents notifying them the Township will no longer cut the grass of private property within public right of way; action taken due to budgetary constraints.

Motion to approve reimbursement of \$32,309.23 to PSEG for electric service at Roosevelt Park; invoices inadvertently paid by the Sewer Authority.

Moved by: Mr. Booker Second: Mr. McElwee
Hearing no further discussion:
Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion –yes, Mayor Johnson-yes

Report from the Superintendent of Public Works is appended hereto.

Report from the Chief of Police is appended hereto.

There were no other reports.

REPORT ACCEPTANCE

Moved by: Mr. Booker Second: Mrs. Belgard
Hearing no further discussion:
Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion –yes, Mayor Johnson-yes

AUTHORIZATIONS: NONE

APPOINTMENTS/RESIGNATIONS: NONE

FUNCTION APPLICATIONS:

Public Functions:

2010-12- Hawks Baseball Field Usage for games and practices for March through May from 3 to 6 pm Monday through Friday; Certificate of Insurance on File.

Moved by: Mr. Johnson Second: Mr. McElwee
Hearing no discussion:
Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion –yes, Mayor Johnson-yes

Solicitor's Permit:

Motion to Approve Solicitor's Permit No. 2010 -11 through 2010-12 by consent agenda; if any items on the consent agenda require discussion, it shall be removed from the consent agenda to the regular agenda.

Moved by: Mr. Pullion Second: Mr. Booker
Discussion: Township Committee discussed and question whether ice cream trucks are permitted to solicit on Township Recreation facilities. They further questioned whether Mr. Softee was permitted to play his music once the vehicle stops to serve food. Mr. Brian and Mrs. Dougherty will review the ordinances for compliance.
Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion –yes, Mayor Johnson-yes

2010- 11 Michelle Schuck on behalf of American Legion Post 113, At Beneficial Bank from 5/7/10- 5/28/10 9am – 3pm and Pathmark 5/1/10 – 5/15/10 9am – 3 pm. All appropriate documentation have been filed, Application fee has been collected 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 application.

2010-12 Nazen Kahraman for Acu Ice Cream, April 1, 2010– October 10, 2010; 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 application.

REPORT OF OFFICIALS

Committeeman McElwee:

Liaison to Environmental: Mr. McElwee reported Environmental Committee needs new and additional member they are having a problem getting a quorum.

Liaison to EPAA: Mr. McElwee notified residents the next EPAA meeting is next Tuesday at the 45th Street Pub. Mr. McElwee further reported EPAA will be having a Batter-Up Tournament at Memorial Field.

Mr. McElwee also thanked Lt. Hess and the Police Department for their visibility at Memorial Field.

Committeewoman Belgard:

Liaison to Senior Advisory: Mrs. Belgard reported Senior Advisory met on April 21st. Lloyd Weaver is the president, Judy Hall is the vice chair and Fran Wilkins is the secretary.

Mrs. Belgard further reported the second week of May there will be a rose garden planting at Roosevelt Park with a memory board dedicated to Gil Maupin.

Mrs. Belgard also reported Senior Advisory will not meeting in June and July; the next meeting will be in August and will be on the second Wednesday of each month.

Mrs. Belgard reported September's seminar topic will be Medicare and medical fraud.

Committeeman Pullion:

Liaison to Economic Development: Mr. Pullion updated status on the Cardinale project on Route 130. There is a new buyer for the property and anticipate that an agreement will be reached. The buyer is applying for Route 130 and Federal Stimulus Funding; Mark Remsa, County Planning and Economic Development is overseeing the financing.

Committeeman Booker:

Liaison to the School Board: Mr. Booker reported the Mr. Streckenbien and Mr. Coxe encouraged the committee members to reach out to them before the meeting if they have any questions regarding the defeated school board budget.

Mayor Johnson:

Liaison to Neighborhood Watch: Mayor Johnson reported the May meeting will be at the Beverly City Housing Authority with a presentation given by the Beverly Fire Department concerning fire safety. Mayor Johnson further reported the Night at the Rivershark's fundraiser is May 21 at 7:05 pm.

Liaison to The Memorial Day Parade: Mayor Johnson reported the donation of a float from American Masonry and a shed on from Men of Steel for the Neighborhood Watch float. The Elk's Lodge has volunteered to assist with the parade line up.

Mrs. Belgard reported she visited the Willingboro Senior Center and anyone is welcomed to attend free of charge at the Kennedy Center

MAYORAL APPOINTMENT

Mayor Johnson announced the following Mayoral Appointment:

The Mayor appointment to the Senior Advisory Committee effective May 4, 2010 to December 31, 2010: Walt Krause

RESOLUTIONS

Motion to table Resolution No. 2010 -46: Police Association Patrol Officers Contract and Resolution No. 2010-47: Police Association Superior Officers Contract by consent agenda until the May 18, 2010 for further consideration and the inability of the Township to honor the salary increases proposed in the contracts. If any items on the consent agenda require discussion it shall be removed from the consent agenda. Resolutions were tabled at the April 20, 2010 meeting.

Moved by: Mr. Booker Second: Mr. McElwee

Hearing no discussion:

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

ORDINANCES

Ordinance No. 2010-5: (Public Hearing and Second Reading) Calendar Year 2010, Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40A: 4-45.14)

Moved by: Mr. McElwee Second: Mr. Pullion

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

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

Hearing no discussion:

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

Ordinance No. 2010-6: (First Reading) An Ordinance Of The Township Of Edgewater Park Amending The Code Of The Township Of Edgewater Park Chapter 3 Titled “Revenue And Finance” By Creating Section 3.30 Titled “Vital Statistics Fees” For the Establishment of Fees For Copies Of Vital Statistics Records

This ordinance will be consider for adoption of final reading and public hearing to be held on May 18, 2010 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. Johnson Second: Mr. Booker

Hearing no discussion:

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

APPROVAL OF BILLS

Approval of Bills from April 17, 2010 through May 3, 2010

Moved by: Mr. Johnson Second: Mr. McElwee

Hearing no discussion:

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

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

Mr. Dennis Robbins, 9 Crystal Drive, questioned whether the Boy Scouts responded to the request for help to maintain Roosevelt Park.

Mrs. Dougherty discussed that she did contact them but she has not received a response.

Mr. Robbins further discussed that he reached out to the Edgewater Park Schools for assistance but has not heard a response to his request to have the Garden Club maintain Roosevelt Park.

Mr. Robbins informed Township Committee that the Fire Department will not pump anymore water out of the retention basin in Edgewater Park. Mr. Robbins further discussed the Fire Commissioners will be applying for FEMA reimbursement regarding the last storm and any unpaid balance will be charged to Silver Park West.

Mrs. Robbins further discussed he believes the fees for death certificates are too high.

Mr. Noel Rainey, 7 Spring Lane discussed that he is aware of a town in Morris County that installed pavers and they are also having a problem with them.

Mr. Rainey expressed that the tax dollars are received by the Fire Commissioners and they should be there to service residents.

Mr. Rainey also informed Township Committee that Woodlane Road jughandle require repairs for potholes.

Mr. Painter indicated that he would contact the State DOT.

Mrs. Judy Hall, 6 Johnson Place, questioned whether Committee could ask Dave Levay, Light Rail Garden Club, to see if they could assist at Roosevelt Park.

Mrs. Dougherty discussed that he was approached but could commit because of time.

Mrs. Hall further wanted to commend the Police Department for their diligence in assisting with an incident of approximately thirty teenagers that occurred at Roosevelt Park.

Mrs. Hall discussed that Senior Advisory will be having a seminar regarding the revaluation; seminar will be in conjunction with Neighborhood Watch.

Mrs. Hall congratulated Mr. Kraus on his appointment to Senior Advisory Committee.

Township Committee discussed the possibility of community service workers assist in maintaining Roosevelt Park.

Mr. Brian discussed that he would look into the matter.

Mr. Robbins, 9 Crystal Drive questioned whether we had the money to purchase two additional benches at Kite Field.

Upon discussion consensus of Township Committee was that due to budgetary constraints it is not feasible.

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

ANY OTHER BUSINESS

Closed Session Resolution No. 2010- 58: Where it is necessary to ascertain legal advice and discuss matters concerning personnel and contractual obligations. Where it is necessary to ascertain legal advice concerning Township of Edgewater Park vs Silver Park West, LLC et seq. Where it is necessary to discuss matters regarding Carena vs Township of Edgewater Park. Where it is necessary to ascertain legal advice concerning Sale of Public Property. 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.

Moved by: Mr. Booker Second: Mayor Johnson Time: 9:06 PM

Hearing no discussion:

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

RE-ENTER PUBLIC SESSION

Moved by: Mr. Booker Second: Mrs. Belgard Time: 9:55 PM

Hearing no discussion:

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

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

ANY OTHER BUSINESS - None

ADJOURN

Moved by: Mayor Johnson Second: Mr. McElwee Time: 9:55 PM

Hearing no discussion:

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

Kevin Johnson

Kevin Johnson, Mayor

Linda M. Dougherty

Linda M. Dougherty, RMC/Administrator