

**TOWNSHIP OF EDGEWATER PARK
MINUTES MAY 7, 2013**

Mayor McElwee called the meeting to order at 7:40 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 Mayor John McElwee (Committee Members)

Absent: Mr. Michael Trainor (Committeeman)

Also present: Mr. Aubrey Painter (Public), Mr. Robert Brian, Chief of Police (Public), Mrs. Margaret Peak, Chief Financial Officer (Public), Mrs. Linda Dougherty, RMC/Administrator (Public and Closed), Mr. William Kearns, Solicitor (Public and Closed) and Mr. Rakesh Darji, Environmental Resolutions, Inc. Township Engineer (Public and Closed)

APPOINTMENTS/RESIGNATIONS:

Appointment of Nicole Chicone-Shively, Emergency Temporary-Clerk Typist; effective April 22, 2013, \$10.00 per hour.

Moved by: Mr. Pullion Second: Mayor McElwee

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mayor McElwee –yes

Appointment of Jane Wallace, Emergency Temporary-Clerk Typist; effective May 1, 2013, \$15.00 per hour.

Moved by: Mr. Pullion Second: Mayor McElwee

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mayor McElwee –yes

PRESENTATION/AUTHORIZATION/CONSIDERATION/DISCUSSION(S):

PROCLAMATION

**Recognition of National Police from May 12 through May 18, 2013
IN MEMORY OF MANY - IN HONOR OF ALL**

WHEREAS, the Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police week; and

WHEREAS, the members of the law enforcement agency of the Township of Edgewater Park play an essential role in safeguarding the rights and freedoms of the Township of Edgewater Park; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

WHEREAS, the men and women of the Edgewater Park Police Department unceasingly provide a vital public service.

NOW, THEREFORE, I, Mayor John McElwee, on behalf of Edgewater Park Township Committee, call upon all citizens of the Township of Edgewater Park and upon all patriotic, civic and educational organizations to observe the week of May 12th through May 18th, as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

I FURTHER CALL UPON all citizens of the Township of Edgewater Park to observe May 15, 2013, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

Moved by: Mayor McElwee Second: Mr. Kercher
Discussion: Township Committee also acknowledged and thanked Sgt. Brett Evans for his commendation for disarming a subject and not using excessive force during an incident.
Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mayor McElwee –yes

FUNCTION APPLICATION(S)/PERMIT(S)/LICENSE(S):

Motion to Approve Function Applications/Permits/Licenses 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: Mr. Booker

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mayor McElwee –yes

Solicitor's Permits:

Elliot Duritz, May 27, 2013 only Memorial Day Parade

Pretzel Sales. 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

Public Functions:

Magowan School – Betsy Miles - Use of Memorial Field for School Picnics from June 13, 2013-9:00 AM- 12:30 PM, June 14, 2013 9:00 AM – 12:30 PM, June 18, 2013-9:00 AM- 12:30 PM, June 19, 2013 9:00 AM – 12:30 PM

Raffle License: None

REPORTS

Report from the Engineer is appended hereto.

Cardinal/Jamestown Road Project

Upon discussion consensus of Committee was the prepare bid specifications in alternate phases.

Safe Routes to School Project

Upon discussion of the pathway improvements between Cherrix Avenue and East Franklin Avenue consensus was to prepare bid specifications for a summer 2014 project.

Woodlake Park

Upon consensus, Township Committee authorize the contractor (F& P Contracting) to pave, stripe and install signs on York Road at the entrance to Woodlake Park for an additional \$1,600; the additional \$1,600.00 includes sealing a portion of the intersection (closest to Woodlake Park) of Lafayette and York which is cracked. The additional \$1,600 will bring the entire project cost to \$251,651.00.

Moved by: Mr. Booker Second: Mr. Pullion

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mayor McElwee –yes

Underground Storage Tank

Upon Consensus, Township Committee authorized Environmental Resolution Inc. to determine the location of the underground storage tanks and prepare a quote package.

Boggs Ditch

Mr. Darji further discussed the Boggs' Run project and the denial of the FEMA mitigation funding. He recommended that Committee consider a joint permitting application in conjunction with Delanco Township, Veterans Administration and the Army Core of Engineers. Palmyra is having the same type of situation and maybe able to include them in the application.

Upon discussion consensus of Committee was to have Mr. Darji explore options.

Report from Municipal Clerk/Administrator is appended hereto.

Municipal Storage

Mrs. Dougherty reported the Township Storage Facilities is contaminated with mold and we are looking into other alternatives for storage.

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. Pullion Second: Mr. Kercher

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mayor McElwee –yes

RESOLUTIONS - NONE

ORDINANCES - NONE

REPORT OF OFFICIALS

Committeeman Kercher:

Liaison to the School Board:

Mr. Kercher reported school is going to be closed on Friday the 24th and Tuesday the 28th for unused snow days. On May 16th the PTO is having a Wendy's night from 5-8 pm; a portion of the proceeds will benefit the PTO. The next PTO meeting is at Ridgway in the Media Center on the 20th.

The School Board's next meeting is on Tuesday, May 21 at 7:30 which is conflict with the Township Committee Meeting. Mr. Ray Rakszawski was introduced as the new Superintendent of Schools; he was formerly from the Mt. Holly School District. There is also a vacancy on the Board of Education due to the resignation of Matt Coyle; anyone interested in serving should contact the Board of Education office.

Committeeman Booker:

Liaison to Recreation

Mr. Booker further discussed the next meeting is for Recreation is Wednesday, May 22, 2013 at 7:00 pm where they will discuss upcoming events such as the Fishing Derby, Memorial Day Parade and Community Day.

Committeeman Pullion:

Liaison to Redevelopment

Mr. Pullion reported community day is going well; a fall event is planned for Saturday, September 21st with a rain date of September 22nd. A website page has been added for the event. Volunteers are needed to assist with the activities. PSE&G was recently added as an event sponsor; sponsorship is growing. The next meeting is the May 29th at 7:30 PM.

Mayor McElwee:

Liaison to Neighborhood Watch

Mayor McElwee reported Neighborhood met this pass Thursday and had a presentation by Al Desjardins with the County Emergency Management discussing hurricane preparedness. Next meeting for Neighborhood Watch is on May 23 at 6:30 PM which is a work session meeting with no presentation.

Liaison to EPAA

Mayor McElwee reported the next meeting for EPAA is May 14th at 8:30 PM at the 45th Street Pub.

Planning Board

Mayor McElwee reported the next meeting for Planning Board is May 16th at 7:30 PM at the Municipal Building.

Memorial Day Parade.

Mayor McElwee reported the Memorial Day Parade committee will meet every Friday at 7:30PM until the Memorial Day Parade. Mayor McElwee further reported the parade attendance and ads are starting to come in and military representation has been secured for the event.

APPROVAL OF BILLS

Approval of bills from April 15, 2013 through May 2, 2013

Moved by: Mr. Pullion Second: Mr. Booker

Discussion:

Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion=yes, Mayor McElwee –yes

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

Mrs. Judith Hall, 6 Johnson Place, discussed that the material used on the pedestrian walkways on Cooper Street was the County's mandate and could we call our insurance company?

Mr. Kearns discussed that the Township has been involved with the contractor for the project and the County; our insurance company is not going to cover it.

Mrs. Hall further discussed that the trash along Cooper Street is bad. Mrs. Hall also stated she saw someone urinating at a house.

Mrs. Dougherty reviewed that discussions with the New Jersey Transit officials have included the lack of bathroom facilities.

Mr. Painter discussed that he will check with OTC about getting the trash picked up. He will also look into costs associated with installing trash receptacles.

Mr. Noel Rainey, 7 Spring Lane, stated that during the parade a baseball team could hand out flyers that say be a good neighbor pick up your trash. And maybe send a note to Burlington Coat Factory about being a good neighbor.

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. 2013-65

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 ascertain legal advice and discuss matters concerning an easement. 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 confidentiality, 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. Pullion Time: 8:45 PM
Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mayor McElwee –yes

THERE WAS NO OTHER BUSINESS

ADJOURN

Moved by: Mr. Pullion Second: Mr. Kercher Time: 9:30PM
Roll Call: Mr. Booker -yes, Mr. Kercher, Mr. Pullion-yes, Mayor McElwee –yes

John McElwee, Mayor

Linda M. Dougherty, RMC/Administrator