

**TOWNSHIP OF EDGEWATER PARK
MINUTES-JULY 17, 2012**

Mayor McElwee called the meeting to order at 7:35 PM

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 9, 2012.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 9, 2012.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 9, 2012.

Present: Mrs. Aimee Belgard, Mr. Darrell Booker and Mayor John McElwee (Committee Members)

Absent: Mr. Scott Kercher and Mr. Joseph Pullion (Committee Members)

Also present: (Public and Closed), Mr. William Kearns, Solicitor (Public and Closed) Linda M. Dougherty, Clerk/Administrator (Public and Closed), Ms. Tanyika Johns, Tax Collector/Deputy Clerk and Mr. Ben Weller, Township Engineer (Public)

APPOINTMENTS/RESIGNATIONS: NONE

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

Burlington County JIF: Paul Forlenza

Mr. Paul Forlenza, Deputy Executive Director gave a presentation to Township Committee regarding the Burlington County Municipal Joint Insurance Fund appended hereto.

Mr. Kearns explained the history of the JIF. Mr. Kearns explained the first JIF started in Bergen County when insurance companies refused to cover police departments. Since then the JIF is one of the original shared services. The Burlington County JIF was formed in 1991.

Upon consensus, Township Committee authorized a resolution for the August meeting for a three year renewal with the Burlington County Joint Insurance Fund.

REPORTS

Report from the Solicitor

Report from the Engineer is appended hereto.

Cooper Street Gateway Project-City of Beverly

The City of Beverly just started their gate way project and if Township Committee has any questions Environmental Resolutions is handling the project.

Report from Municipal Clerk/Administrator is appended hereto.

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: Mrs. Belgard Second: Mr. Booker

Discussion: None

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

RAFFLE/FUNCTION APPLICATIONS: NONE

RESOLUTIONS - CONSENT AGENDA

Motion to Approve Resolution No. 2012-95 through 2012-103 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: Mayor McElwee Second: Mr. Booker

Discussion: None

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

RESOLUTION NO. 2012-95

Township Committee Certification of the Annual Audit

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the

governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Edgewater Park, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

TOWNSHIP OF EDGEWATER PARK
STATE OF NEW JERSEY
COUNTY OF BURLINGTON

ANNUAL AUDIT OF BOOKS, ACCOUNTS AND FINANCIAL TRANSACTIONS

We, members of the governing body of the Township Committee of the Township of Edgewater Park, in the County of Burlington, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected (or appointed) members of the Township Committee of the Township of Edgewater Park in the county of Burlington;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2011;

RESOLUTION NO. 2012-97

*Resolution Authorizing Liens Against Real Property for the Abatement Of Certain
Conditions In Accordance with the Property Maintenance Code of the
Township of Edgewater Park*

WHEREAS, the New Jersey State Uniform Construction Code provides for fines to be imposed by the Construction Official; and

WHEREAS, section 8.44.610 of the General Ordinance of the Township of Edgewater Park provides for abatement of certain conditions, and Section 8.44.620 provides that the cost of any abatement shall become a lien against real properties; and

WHEREAS, the Property Maintenance Inspector has cited the below mentioned property and has imposed fines and expenses for repair on said property per the attached list; and

WHEREAS, Section 8.44.620 of the Edgewater Park Township Municipal Code further provides that the Township Committee, must by Resolution, approved the expenses and costs that they shall thereafter become a lien against the property listed and shall be collectible as provided by law; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, assembled in public session this 18th day of August 2011, that the fines and expenses certified by the Property Maintenance Inspector and listed as follows:

TROY BROWNING
BLOCK: 1405 LOT: 22
ALSO KNOW AS: 216 LINCOLN AVE.
Clean up and lawn maintenance
Amount: \$260.96

are hereby approved and certified to the Tax Collector of the Township of Edgewater Park as liens against the specific property listed and to draw interest as tax liens as provided by law; and

BE IT FURTHER RESOLVED, that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

RESOLUTION NO. 2012-98
*Resolution Authorizing Refund Of Overpayment
for 2012 Taxes*

WHEREAS, the Tax Collector certifies to the Mayor and the Township Committee of the Township of Edgewater Park, that the tax records reflect an overpayment for the following accounts due to the following reasons:

Block 1303 Lot 15
Certificate # 11-000058
229 Ivy Road
Make Check Payable to:
FNA Jersey BOI, LLC
PO Box 1030
Brick, NJ 08723
\$250.00

Subsequent Taxes Paid after Redemption

BE IT RESOLVED that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

RESOLUTION NO. 2012-99

Resolution Authorizing Liens Against Real Property for the Abatement Of Certain Conditions In Accordance with the Property Maintenance Code of the Township of Edgewater Park

WHEREAS, the New Jersey State Uniform Construction Code provides for fines to be imposed by the Construction Official; and

WHEREAS, section 8.44.610 of the General Ordinance of the Township of Edgewater Park provides for abatement of certain conditions, and Section 8.44.620 provides that the cost of any abatement shall become a lien against real property; and

WHEREAS, the Property Maintenance Inspector has cited the below mentioned property and has imposed fines and expenses for repair on said property per the attached list; and

WHEREAS, Section 8.44.620 of the Edgewater Park Township Municipal Code further provides that the Township Committee, must by Resolution, approved the expenses and costs that they shall thereafter become a lien against the property listed and shall be collectible as provided by law; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, assembled in public session this 20^h day of September 2011, that the fines and expenses certified by the Property Maintenance Inspector and listed as follows:

LISA FRONCZKIEWICZ
BLOCK: 801 LOT: 4
ALSO KNOW AS: 1002 COOPER STREET
Clean up and lawn maintenance
Amount: \$250.96

are hereby approved and certified to the Tax Collector of the Township of Edgewater Park as liens against the specific property listed and to draw interest as tax liens as provided by law; and

BE IT FURTHER RESOLVED, that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

RESOLUTION NO. 2012-100
Resolution Authorizing Liens Against Real Property for the Abatement Of Certain Conditions In Accordance with the Property Maintenance Code of the Township of Edgewater Park

WHEREAS, the New Jersey State Uniform Construction Code provides for fines to be imposed by the Construction Official; and

WHEREAS, section 8.44.610 of the General Ordinance of the Township of Edgewater Park provides for abatement of certain conditions, and Section 8.44.620 provides that the cost of any abatement shall become a lien against real property; and

WHEREAS, the Property Maintenance Inspector has cited the below mentioned property and has imposed fines and expenses for repair on said property per the attached list; and

WHEREAS, Section 8.44.620 of the Edgewater Park Township Municipal Code further provides that the Township Committee, must by Resolution, approved the expenses and costs that they shall thereafter become a lien against the property listed and shall be collectible as provided by law; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, assembled in public session this 20^h day of September 2011, that the fines and expenses certified by the Property Maintenance Inspector and listed as follows:

ERIC SCHNEIDER
BLOCK: 320 LOT: 1
ALSO KNOW AS: 1107 BRIDGEBORO ROAD
Clean up and lawn maintenance
Amount: \$475.86

are hereby approved and certified to the Tax Collector of the Township of Edgewater Park as liens against the specific property listed and to draw interest as tax liens as provided by law; and

BE IT FURTHER RESOLVED, that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

RESOLUTION NO. 2012-101
Resolution Authorizing Liens Against Real Property for the Abatement Of Certain Conditions In Accordance with the Property Maintenance Code of the Township of Edgewater Park

WHEREAS, the New Jersey State Uniform Construction Code provides for fines to be imposed by the Construction Official; and

WHEREAS, section 8.44.610 of the General Ordinance of the Township of Edgewater Park provides for abatement of certain conditions, and Section 8.44.620 provides that the cost of any abatement shall become a lien against real property; and

WHEREAS, the Property Maintenance Inspector has cited the below mentioned property and has imposed fines and expenses for repair on said property per the attached list; and

WHEREAS, Section 8.44.620 of the Edgewater Park Township Municipal Code further provides that the Township Committee, must by Resolution, approved the expenses and costs that they shall thereafter become a lien against the property listed and shall be collectible as provided by law; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, assembled in public session this 6th day of July 2010, that the fines and expenses certified by the Property Maintenance Inspector and listed as follows:

ZACHARY PERRY
BLOCK: 1003 LOT: 5
ALSO KNOW AS: 1050 COOPER STREET
Clean up and law maintenance
Amount: \$288.94

are hereby approved and certified to the Tax Collector of the Township of Edgewater Park as liens against the specific property listed and to draw interest as tax liens as provided by law; and

BE IT FURTHER RESOLVED, that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

RESOLUTION NO. 2012-102
Resolution Authorizing Liens Against Real Property for the Abatement Of Certain Conditions In Accordance with the Property Maintenance Code of the Township of Edgewater Park

WHEREAS, the New Jersey State Uniform Construction Code provides for fines to be imposed by the Construction Official; and

WHEREAS, section 8.44.610 of the General Ordinance of the Township of Edgewater Park provides for abatement of certain conditions, and Section 8.44.620 provides that the cost of any abatement shall become a lien against real property; and

WHEREAS, the Property Maintenance Inspector has cited the below mentioned property and has imposed fines and expenses for repair on said property per the attached list; and

WHEREAS, Section 8.44.620 of the Edgewater Park Township Municipal Code further provides that the Township Committee, must by Resolution, approved the expenses and costs that they shall thereafter become a lien against the property listed and shall be collectible as provided by law; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, assembled in public session this 6th day of July 2010, that the fines and expenses certified by the Property Maintenance Inspector and listed as follows:

MIGUEL VILLA
BLOCK: 1811 LOT: 34
ALSO KNOW AS: 203 CARDINAL ROAD
Clean up and law maintenance
Amount: \$272.04

are hereby approved and certified to the Tax Collector of the Township of Edgewater Park as liens against the specific property listed and to draw interest as tax liens as provided by law; and

BE IT FURTHER RESOLVED, that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

RESOLUTION NO. 2012-103
Resolution Authorizing Liens Against Real Property for the Abatement Of Certain Conditions In Accordance with the Property Maintenance Code of the Township of Edgewater Park

WHEREAS, the New Jersey State Uniform Construction Code provides for fines to be imposed by the Construction Official; and

WHEREAS, section 8.44.610 of the General Ordinance of the Township of Edgewater Park provides for abatement of certain conditions, and Section 8.44.620 provides that the cost of any abatement shall become a lien against real property; and

WHEREAS, the Property Maintenance Inspector has cited the below mentioned property and has imposed fines and expenses for repair on said property per the attached list; and

WHEREAS, Section 8.44.620 of the Edgewater Park Township Municipal Code further provides that the Township Committee, must by Resolution, approved the expenses and costs that they shall thereafter become a lien against the property listed and shall be collectible as provided by law; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Edgewater Park, assembled in public session this 6th day of July 2010, that the fines and expenses certified by the Property Maintenance Inspector and listed as follows:

FRED AND JOAN SNYDERMAN
BLOCK: 1102 LOT: 14
ALSO KNOW AS: 120 N GARDEN BLVD
Clean up and law maintenance
Amount: \$260.96

are hereby approved and certified to the Tax Collector of the Township of Edgewater Park as liens against the specific property listed and to draw interest as tax liens as provided by law; and

BE IT FURTHER RESOLVED, that copies of said resolution be forwarded to the Tax Collector, Township Auditor, and the Treasurer for their information and any appropriate action.

ORDINANCES: NONE

REPORT OF OFFICIALS

Committeewoman Belgard:

Liaison to Senior Advisory

Mrs. Belgard reported Senior Advisory is on hiatus for the summer; meetings will resume in September.

Liaison to Planning Board

Mrs. Belgard further reported the next Planning Board meeting is scheduled for this Thursday.

Mayor McElwee:

Liaison to Neighborhood Watch

Mayor McElwee reported Neighborhood Watch is on hiatus for the summer; meetings will resume in September.

Liaison to EPAA

Mr. McElwee reported the next EPAA will be on August 14th at the 45th Street Pub at 8:30 PM

Ms. Jen Adamski, President of the EPAA submitted a status report appended hereto.

Ms. Adamski reported there will be an F license course on August 24th and 25th. Ms. Adamski further reported they are still looking for a basketball commissioner for the upcoming season.

Ms. Adamski thanked Mr. Painter for the wonderful job with the fields.

Ms. Adamski also reported the Summer Social will be postponed until October or November.

Mayor McElwee thanked the EPAA for their help with the Batter's Up competition; there are 8 children moving on to regional competition.

Committeeman Booker

Mr. Booker thanked Mr. Painter for the Public Works hard work to the fields. He further discussed that school is out for the summer; everyone be cognizant of children activities.

APPROVAL OF BILLS

Affirmation of bills from June 15, 2012 through July 8, 2012.

Moved by: Mr. Booker Second: Mayor McElwee

Discussion: Township Committee questioned various items on the list; response by Mrs. Dougherty.

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

Approval of Bills from July 9, 2012 through July 12, 2012

Moved by: Mayor McElwee Second: Mrs. Belgard

Discussion: None

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

Authorization to pay bills from July 16, 2012 through August 10, 2012

Moved by: Mrs. Belgard Second: Mr. Booker

Discussion: None

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

APPROVAL OF MINUTES

March 20, 2012 minutes (public), June 19, 2012 (public)

Moved by: Mayor McElwee Second: Mrs. Belgard

Discussion: Township Committee commented that because of the nature of transcribing the lengthy conversations in the minutes per verbatim, there will be slight variations of the conversation due to the transcribing heard on the recordings.

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

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

Mr. Michael Seaman, 434 Summer Avenue, questioned why tax payment estimates were issued and the placement of the bill in the envelope.

Ms. Johns discussed that the State and the County have not adopted their respective budgets; once adopted the County can strike the tax rate. Resident taxes payments will be adjusted in the 4th quarter.

Mr. Seaman disagreed with the purchase of a police vehicle. Mr. Seaman asked for an update on the quiet zone for Light Rail. He further discussed that Edgewater Avenue should be reopened if the quiet zone is passed.

Mr. Seaman further questioned the response the time for Lourdes Emergency Squad.

Mrs. Dougherty discussed that the contract started on July 15th; response times were under the state requirement. Response times will vary due to the nature and urgency of the service call.

Noel Rainey, 7 Spring Lane, stated the geese were back at Silver Park West.

Mr. Rainey questioned if there will be a call count which would tell how many calls are serviced by Lourdes and when another squad covers Edgewater Park.

Township Committee discussed that service reports will be issued by Lourdes EMS.

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. 2012-104

Closed Session

Where it is necessary to discuss potential developer's agreement Bl: 502, Lt: 12. Where it is necessary to discuss litigation regarding items of Public Safety and Municipal Services. Where it is necessary to discuss contract negotiations regarding personnel. 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: Mayor McElwee

Second: Mrs. Belgard

Time: 8:32PM

Discussion: Mayor McElwee stated that they do not anticipate conducting any other business upon conclusion of closed session.

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

THERE WAS NO OTHER BUSINESS.

ADJOURN

Moved by: Mayor McElwee

Second: Mr. Booker

Time: 9:05PM

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

John McElwee

John McElwee, Mayor

Linda M. Dougherty

Linda M. Dougherty, RMC/Administrator