

**TOWNSHIP OF EDGEWATER PARK
MINUTES-SEPTEMBER 6, 2011**

Mayor Booker called the meeting to order at 7:04 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 11, 2011.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 11 2011.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 11, 2011.

Present: Mrs. Aimee Belgard, Mr. Scott Kercher, Mr. John McElwee, Mr. Joseph Pullion arrived at 7:07 PM, Mayor Darrell Booker (Committee Members)

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

DISCUSSION(S)/PRESENTATION(S): NONE

REPORTS

Report from the Engineer is appended hereto.

Grant Applications

Mr. Darji reviewed grant applications for the 2012 NJ Municipal Aid, Bikeways and Safe Streets to Transit; grants are due by September 23, 2011. Resolutions authorizing the applications are on the agenda.

Report from Municipal Clerk/Administrator is appended hereto.

Fire Alarm System

Mrs. Dougherty discussed that there are 2 duct detectors in the administrative HVAC System that need to be hooked into the fire alarm system at \$595.00 per hook up. Upon discussion consensus of Committee was to move forward with the additional expense to complete the system.

Administration Computers and Server

Upon discussion consensus of Committee was include an evaluation by United Computer Sales and Service to potentially upgrade the server.

The Solicitor's report for discussion in closed session only.

Report from the Superintendent of Public Works is appended hereto.

Emergency Management - Generator

Upon discussion consensus of Committee was to have Mr. Painter evaluate what is needed to have a generator hook up at the municipal building and purchase of a unit.

Report from the Chief of Police is appended hereto.

REPORT ACCEPTANCE

Moved by: Mrs. Belgard Second: Mayor Booker

Hearing no discussion:

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

APPOINTMENTS/RESIGNATIONS:

Appointment of Cedric Minter as Housing Inspector/Property Maintenance Inspector, rate of \$17.50 per hour, effective August 17, 2011.

Moved by: Mayor Booker Second: Mr. Kercher

Discussion: Mrs. Dougherty reviewed that Mr. Minter's hours for housing inspector will be Monday and Wednesday evenings and Fridays as needed.

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

AUTHORIZATIONS/CONSIDERATIONS: NONE

RAFFLE APPLICATION: NONE

RESOLUTIONS

CONSENT AGENDA

Motion to Approve Resolution No. 2011-109 through 2011-115 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: Mrs. Belgard Second: Mayor Booker

Hearing no discussion:

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

RESOLUTION NO. 2011-109

Resolution Opposing S-2795 AND A-3835, Concerning Enforcement of State Housing Code Under the "Hotel and Multiple Dwelling Law"

WHEREAS, on June 29th S-2795 passed the State Senate by a vote of 23-13-4, and now rests with its Assembly companion, A-3835, with the Assembly Housing and Local Government Committee; and

WHEREAS, S-2795 and A-3835 would prohibit municipalities from adopting ordinances requiring periodic inspections of multiple dwellings other than those conducted by the State under the "Hotel and Multiple Dwelling Law"; and

WHEREAS, S-2795 and A-3835 would prohibit municipalities from charging separate fees for the registration of multiple dwellings; and

WHEREAS, according to a fiscal estimate prepared by the non-partisan Office of Legislative Services S-2795 and A-3835 will decrease municipal revenues and potentially decrease municipal expenditures; and

WHEREAS, S-2795 and A-3835 would eliminate local control over the inspection of multiple dwellings which is not in the public's best interests; and

WHEREAS, landlord registration of any rental unit, regardless of whether a portion is owner-occupied could continue but a municipality would be prohibited from charging a registration fee thereby raising cost without any revenue off-set; and

WHEREAS, municipalities could continue to issue "Continuing Certificates of Occupancy" upon an inspection following termination of occupancy in a rental unit, but would be preempted by the bill from having or adopting ordinances under which periodic inspections of multiple dwellings would be made; and

WHEREAS, such landlord registrations and "Continuing Certificates of Occupancy" are conducted for the public safety and welfare of the citizens of our municipality;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park that enactment of S-2795 and A-3835 will decrease municipal revenues and place yet another financial burden on already strained New Jersey Municipalities, and will take away local control over the inspection of multiple dwellings, which is not in the best interest of our residents.

BE IT FURTHER RESOLVED, the Township Committee of the Township of Edgewater Park strongly opposes S-2795 and A-3835;

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Governor of the State of New Jersey, State Senator Diane Allen and Assemblyman Conners, Assemblyman Conaway, Assemblyman Kevin Ryan, Assemblywoman Mila Jasey, Assemblyman Joseph Cryan, Assemblyman Jerry Green and the members of the Assembly Housing and Local Government Committee, Assembly Speaker Sheila Oliver, Senator Steven Oroho, Senator Jeff Van Drew and the New Jersey State League of Municipalities.

RESOLUTION NO. 2011-110

Resolution Authorizing Liquor License Renewal for Inactive License No. 0312-33-001-006 from July 1, 2011 to June 30, 2012

BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey that:

1. Application having been duly made, and the State of New Jersey, Division of Alcoholic Beverage Control, has granted a Special Ruling to permit consideration of the renewal application for Inactive License No. 0312-33-001-006 for the 2011-2012 and the 2012-2013 license term pursuant to N.J.S.A. 33:1-12.39.

2. The following is hereby adjudged to be entitled to the alcoholic beverage license effective date of July 1, 2011 through June 30, 2012:

PLENARY RETAIL CONSUMPTION LICENSES - FEE \$2,000.00

#0312-33-001-006 Edgewater Park Beverage Associates, Inc

3. There are no violations of any kind against the above referenced licensees.
4. The Township Clerk is hereby authorized and directed to sign, and retain the license certificate in accordance with the foregoing on behalf of Township Committee.
5. That the Chief of Police has no objection to the renewal of the liquor licenses.

RESOLUTION NO. 2011-111

Authorizing the Township of Edgewater Park to Join the National Moment of Remembrance of the 10th Anniversary of September 11th

WHEREAS, the governing body of the Township of Edgewater Park expresses their support of the United State's Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 p.m. Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001; and

WHEREAS, at 8:46 a.m., on September 11, 2001, hijacked American Airlines Flight 11 crashed into the upper portion of the North Tower of the World Trade Center in New York City, New York; and

WHEREAS, 17 minutes later, at 9:03 a.m., hijacked United Airlines Flight 175 crashed into the South Tower of the World Trade Center; and

WHEREAS, at 9:37 a.m., the west wall of the Pentagon was hit by hijacked American Airlines Flight 77, the impact of which caused immediate and catastrophic damage to the headquarters of the Department of Defense; and

WHEREAS, at approximately 10:00 a.m., the passengers and crew of hijacked United Airlines Flight 93 acted heroically to retake control of the airplane and thwart the taking of additional American lives by crashing the airliner in Shanksville, Pennsylvania, and, in doing so, gave their lives to save countless others; and

WHEREAS, nearly 3,000 innocent civilians were killed in the heinous attacks of September 11, 2001; and

WHEREAS, tens of thousands of individuals narrowly escaped the attacks at the Pentagon and World Trade Center and, as witnesses to this tragedy, are forever changed; and

WHEREAS, countless fire departments, police departments, first responders, governmental officials, workers, emergency medical personnel, and volunteers responded immediately and heroically to those horrific events; and

WHEREAS, the Fire Department of New York suffered 343 fatalities on September 11, 2001, the largest loss of life of any emergency response agency in United States history; and

WHEREAS, the Port Authority Police Department suffered 37 fatalities in the attacks, the largest loss of life of any police force in United States history in a single day; and

WHEREAS, the New York Police Department suffered 23 fatalities as a result of the terrorist attacks; and

WHEREAS, the impact of that day on public health continues through 2011, as nearly 90,000 people are at risk of or suffering from negative health effects as a result of the events of September 11, 2001, including 14,000 workers and 2,400 community residents who are sick, and tens of thousands of others whose health is being monitored; and

WHEREAS, 10 years later, the people of the United States and people around the world continue to mourn the tremendous loss of innocent life on that fateful day; and

WHEREAS, 10 years later, thousands of men and women in the United States Armed Forces remain in harm's way defending the United States against those who seek to threaten the United States; and

WHEREAS, on the 10th anniversary of this tragic day, the thoughts of the people of the United States are with all of the victims of the events of September 11, 2001 and their families; and

WHEREAS, the lives of Americans were changed forever on September 11, 2001, when events threatened the American way of life; and

WHEREAS, in 2009, Congress and the President joined together to designate September 11 as a National Day of Service and Remembrance under the Serve America Act (Public Law 111-13; 123 Stat. 1460); and

WHEREAS, in September 2009 and 2010, President Obama issued Proclamation 8413 (74 Fed. Reg. 47045) and Proclamation 8559 (75 Fed. Reg. 56463) proclaiming September 11, 2009, and September 11, 2010, respectively, as Patriot Day and National Day of Service and Remembrance; and

WHEREAS, September 11 will never, and should never, be just another day in the hearts and minds of all people of the United States;

NOW, THEREFORE BE IT RESOLVED that the governing body of the Township of Edgewater Park:

(1) recognizes September 11, 2011, as a day of solemn commemoration of the events of September 11, 2001, and a day to come together as a Nation; and

(2) offers its deepest and most sincere condolences to the families, friends, and loved ones of the innocent victims of the September 11, 2001, terrorist attacks; and

(3) honors the heroic service, actions, and sacrifices of first responders, law enforcement personnel, State and local officials, volunteers, and countless others who aided the innocent victims of those attacks and, in doing so, bravely risked and often gave their own lives; and

(4) recognizes the valiant service, actions, and sacrifices of United States personnel, including members of the United States Armed Forces, the United States intelligence agencies, the United States diplomatic service, homeland security and law enforcement personnel, and their families, who have given so much, including their lives and well-being, to support the cause of freedom and defend the security of the United States; and

(5) reaffirms that the people of the United States will never forget the challenges our country endured on and since September 11, 2001, and will work tirelessly to defeat those who attacked the United States; and

BE IT FURTHER RESOLVED that on the 10th anniversary of this tragic day in United States history the governing body of the Township of Edgewater Park calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011, including (i) media outlets; (ii) houses of worship; (iii) military organizations; (iv) veterans organizations; (v) airlines; (vi) airports; (vii) railroads; (viii) sports teams; (ix) the Federal Government; (x) State and local governments; (xi) police, fire, and other public institutions; (xii) educational institutions; (xiii) businesses; and (xiv) other public and private institutions; and

BE IT FURTHER RESOLVED that the governing body of the Township of Edgewater Park encourages the observance of the moment of remembrance to last for 1 minute beginning at 1:00 p.m. Eastern Daylight Time by, to the maximum extent practicable ceasing all work or other activity; and marking the moment in an appropriate manner, including by ringing bells, blowing whistles, or sounding sirens.

RESOLUTION NO. 2011-112

Authorizing Submission of a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for Roadway Improvements to Cardinal Road and Jamestown Road

WHEREAS, the New Jersey Transportation Trust Fund Authority Act provides that each community receive an annual state aid allotment for roads and bridge projects; and

WHEREAS, roadway improvements to Cardinal and Jamestown Roads have been identified as a potentially eligible project.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Edgewater Park, County of Burlington, State of New Jersey that the Mayor and Township Clerk be authorized to submit an electronic grant application to the New Jersey Department of Transportation for roadway improvements to Cardinal and Jamestown Roads and such other remedial improvements to said roadways as are necessary.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Edgewater Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Edgewater Park, that the Township Engineer be authorized to complete the electronic grant application and associated documentation for submission to the New Jersey Department of Transportation.

RESOLUTION NO. 2011-113

*Authorizing submission of Grant Application for State Transportation Trust Funds
Under the Safe Routes to Transit Program for improvements to the
Stevenson Avenue/East Franklin Avenue Pathway*

WHEREAS, the New Jersey Transportation Trust Fund Authority Act provides federal-aid highway funds for a wide variety of projects and activities that support and encourage residents to walk and bicycle to public transit station; and

WHEREAS, improvements to the Stevenson Avenue / East Franklin Avenue Path have been identified as a potentially eligible project.

NOW, THEREFORE, BE IT RESOLVED by the Edgewater Park Township Committee, that the Mayor and Township Clerk be authorized to execute and attest the applications to the New Jersey Department of Transportation for improvements to the Stevenson Avenue / East Franklin Avenue Path and such other remedial improvements as necessary.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Edgewater Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Edgewater Park, that the Township Engineer be authorized to complete the electronic grant application and associated documentation for submission to the New Jersey Department of Transportation.

RESOLUTION NO. 2011-114

*Authorizing submission of Grant Application to New Jersey Department of Transportation,
Bikeway Grant Program for Roosevelt Park Improvements*

WHEREAS, The New Jersey Department of Transportation's (NJDOT) Bikeway Grant Program provides funds to counties and municipalities to promote bicycling as an alternate mode of transportation in New Jersey.

WHEREAS, a primary objective of the Bikeway Grant Program is to support the State's goal of constructing 1,000 new miles of dedicated bike paths (facilities that are physically separated from motorized vehicular traffic by an open space or barrier either within the highway right of way or within an independent right of way); and

WHEREAS, the proposed bike pathway will be an extension of the Heritage Trail Program which will improve accessibility of two active and two passive recreation parks: Woodlake Park, Kite Field, Roosevelt Park and Memorial Field; and

NOW, THEREFORE, BE IT RESOLVED by the Edgewater Park Township Committee, that the Mayor and Township Clerk be authorized to execute and attest the applications to the New Jersey Department of Transportation for the establishment of a bikeway through Roosevelt Park and such other remedial improvements as necessary.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Edgewater Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Edgewater Park, that the Township Engineer be authorized to complete the electronic grant application and associated documentation for submission to the New Jersey Department of Transportation.

RESOLUTION NO. 2011-115

Resolution of the Township of Edgewater Park, County of Burlington, State of New Jersey Establishing A Requirement For Members Of The Governing Body To Attend Basic Courses On Their Responsibilities And Obligations In Local Government

WHEREAS, the Legislature has implemented a Best Practices initiative which provides measures and incentives designed to support local governments in planning and managing local budgets more effectively without raising property taxes; and

WHEREAS, included in the Best Practices Checklist is a recommendation that elected officials attend basic courses regarding their responsibilities and obligations in local government; and

WHEREAS, Members of the Edgewater Park Township Committee have voluntarily attended basic educational government related courses and wish to officially mandate said requirements; and

WHEREAS, with before receiving its last state aid payment, the Township will need to certify compliance with the items included on the Best Practices Checklist; and

WHEREAS, these courses shall be coordinated through Rutgers University, the County and State League of Municipalities; Mayors Association; New Jersey Association of Counties; and Joint Insurance Funds.

NOW, THEREFORE, BE IT RESOLVED by the by the Mayor and Township Committee of the Township of Edgewater Pak, County of Burlington, State of New Jersey the Basic Course Requirements for Governing Body Members are as follows:

Each member of the Governing Body shall complete a basic course on their responsibilities and obligations in Local Government in the following subject matters:

- (a) Budgeting;
- (b) Policy Setting;
- (c) Local Government Contracting;
- (d) Risk Management; and
- (e) Open Public Records Act.

NOW, THEREFORE, BE IT FURTHER RESOLVED upon completion of these courses, members shall not be required to repeat these courses in any subsequent term as a member of the Governing Body.

ORDINANCES: NONE

REPORT OF OFFICIALS

Committeeman Kercher:

Liaison to the Environmental:

Mr. Kercher reported the next meeting for the Environmental Committee is September 13th at 7:30 PM. Everyone is welcome to attend the meeting;

Liaison to the School Board:

Mr. Kercher reported school is back in session. PTO is scheduled for Monday September 26th at Ridgway School at 7PM. Board of Education meeting is scheduled to September 27th at Jacques's School at 7PM.

Committee Tom Pullion:

Liaison to Redevelopment Committee

Mr. Pullion discussed that he has been contacted by two business owners, manufacturer of porcelain heater units and garment/laundry service industry, for potential locations in Edgewater Park.

Committeewoman Belgard:

Liaison to Senior Advisory:

Mrs. Belgard reported Senior Advisory will be resuming their meetings again on September 14th at 3:00 PM at the Municipal Building.

Liaison to Planning Board:

Mrs. Belgard reported Planning Board will meet Thursday September 15th at 7:00 PM.

Committeeman McElwee:

Liaison to Neighborhood Watch:

Mr. McElwee reported that the next meeting will be on September 22th at 6:30 PM. The Meaning of the United States Flag Folding Ceremony will be presented by Veteran Guard, 3rd Regiment Infantry NGP. Mr. McElwee further commented that Neighborhood Watch is planning a skating party event.

Liaison to EPAA:

Mr. McElwee advised EPAA opening day for fall soccer event and activities is scheduled for September 10th at 8:30AM at Weimann Sports Complex; rain date is Sunday September 11th. The Elk's Lodge and EPAA are co-sponsoring a soccer shoot event; preregistration is required and the event is open to all children. as the ceremony kicks off, is Tuesday, September 13th at the 45th Street Pub.

Next EPAA meeting is scheduled for September 13th at 8:30PM at the 45th Street Pub. Also a "Fall Social" is scheduled for October 13th, 7PM at the 45th Street Pub; event is to support EPAA.

Mayor Booker:

Mayor Booker and Committee thanked the police department, public works department, Mrs. Peak, Mrs. Dougherty and Mayor Booker for all of their efforts and excellent job during the two recent storms (Hurricane Irene and Tropical Storm Lee); it was a joint effort by everyone. The Mayor further recognized Delanco Township Police Department and requested that the Chief reach out to Delanco Township and thank them for opening up their facility during Hurricane Irene; the township municipal building lost power for several days.

APPROVAL OF BILLS

Approval of Bills from August 12, 2011 through September 1, 2011

Moved by: Mayor Booker Second: Mr. Kercher

Hearing no discussion:

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

APPROVAL OF MINUTES: July 19, 2011 (public and closed)

Moved by: Mr. McElwee Second: Mrs. Belgard

Hearing no discussion:

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

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.

THERE WAS NO OTHER BUSINESS

Resolution No. 2011-116

Closed Session

Where it is necessary to discuss sale of public property; Block: 1202 Lot 4.01. Where it is necessary to discuss items falling under litigation and or attorney client privilege specifically legal advice pertaining to the township's affordable housing obligation. 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

