

BOROUGH OF MEDFORD LAKES, NEW JERSEY

REGULAR MEETING (7:00pm)

May 9, 2012

A scheduled Regular Meeting of the Borough Council of the Borough of Medford Lakes, New Jersey, was held on the above date in Oaks Hall at Municipal Cabin, 1 Cabin Circle, Medford Lakes, NJ 08055 beginning at 7:00pm. Following the pledge of allegiance and a moment of silence (Council and the public observed a moment of silence to honor service men and women defending our country). Clerk Mark McIntosh read the Open Public Meetings Act: pursuant to the requirements of the Open Public Meetings Act, adequate notice of this scheduled meeting had been provided to the Central Record, Burlington County Times, Courier Post, posted on the official website and official bulletin board of the Borough of Medford Lakes. Those wishing to be notified for changes to scheduled meetings were notified via email or regular mail.

ROLL CALL

Clerk Mark McIntosh called roll. Mayor Gregory C. Lackey, Deputy Mayor Thomas J. Cranston, Councilman Jeffrey Fitzpatrick and Councilman Robert D. Hanold, Sr. answered in attendance. Councilman Gary A. Miller was absent. Also present were Manager Julie Horner – Keizer, Clerk Mark J. McIntosh, Councilman Elect Robert Burton and Solicitor Peter C. Lange, Jr.

PUBLIC COMMENT #1

Mayor Lackey opened the meeting to public comment.

Rudy Levak of Onondago Trail congratulated Councilman Fitzpatrick and Miller on their re-election and asked what the Borough would do with the recently awarded a grant for either recycling or clean communities.

Clerk McIntosh stated that the two grants are very specific as to what is allowed to be purchased and in the past both grants went towards funding community cleanups, education assemblies at the schools and other items in support of the environment.

Councilman Fitzpatrick thanked Rudy for the kind words.

Councilman Hanold thanked the public for coming out to vote.

Mayor Lackey thanked all of the candidates for their efforts and commitment to lead the community.

Mayor Lackey hearing no further comments closed public comment.

MINUTES

Mayor Lackey motioned for approval/adoption of the April 25, 2012 Executive Session Meeting minutes, seconded by Councilman Fitzpatrick.

Vote to approve/adopt

Yeas –Lackey, Cranston, Fitzpatrick, Hanold

Nays – None

Absent – Miller

Minutes approved/adopted

RESOLUTIONS

Councilman Hanold introduced Resolution Number 78-12, seconded by Mayor Lackey.

RESOLUTION NUMBER 78-12

A RESOLUTION ACCEPTING A DONATION OF EQUIPMENT TO THE BOROUGH OF MEDFORD LAKES

WHEREAS, the Medford Lakes Athletic Association wishes to donate a gas powered golf cart to the Borough of Medford Lakes; and

WHEREAS, the Borough of Medford Lakes can use this donation to assist with operations within the municipality.

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, as follows:

1. The **BOROUGH OF MEDFORD LAKES** hereby accepts the donation of one (1) Gas Powered Golf Cart.
 2. The **BOROUGH OF MEDFORD LAKES** wishes to extend its sincere thanks for the generosity of the Medford Lakes Athletic Association.
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Mayor Lackey asked if it can be used on the Borough streets.

Manager Horner – Keizer stated that on closed streets it can be used.

Councilman Elect Robert Burton stated that the donation is a result of lower usage by the MLAA and a storage issue.

Council thanked the MLAA.

Mayor Lackey called for the vote.

VOTE TO ADOPT

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Gregory C. Lackey		X	X			
Deputy Mayor Thomas J. Cranston			X			
Councilman Gary A. Miller					X	
Councilman Robert D. Hanold, Sr.	X		X			
Councilman Jeffrey Fitzpatrick			X			

Councilman Fitzpatrick introduced Resolution Number 79-12, seconded by Councilman Hanold.

RESOLUTION NUMBER 79-12

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH

**OF MEDFORD LAKES, IN THE COUNTY OF BURLINGTON, STATE
OF NEW JERSEY, AUTHORIZING THE RENEWAL OF A PLENARY
RETAIL ALCOHOLIC BEVERAGE LICENSE TO THE MEDFORD
LAKES ENTERPRISES, DBA P.J. WHELIHAN'S**

WHEREAS, Medford Lakes Enterprises, dba P.J. Whelihan's has duly complied with the requirements of the State law relative to the renewal of a Retail Liquor License; and,

WHEREAS, the Chief of Police has advised Council that following his investigation, there have been no problems associated with the retail license; and,

WHEREAS, said Medford Lakes Enterprises, dba P.J. Whelihan's is known by the Mayor and Council to be a fit and competent party to receive a License.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Medford Lakes, County of Burlington, New Jersey that upon payment by the Medford Lakes Enterprises, dba P.J. Whelihan's to the Chief Finance Officer of the fee provided by Ordinance, the Borough Clerk is hereby authorized and directed to issue and deliver unto said Medford Lakes Enterprises, dba P.J. Whelihan's a license #0321-33-001-002. The license to be named therein is Medford Lakes Enterprises, dba P.J. Whelihan's. The location of the Licensee's premises is Medford Lakes Enterprises, dba P.J. Whelihan's, 61 Stokes Road, Medford Lakes, New Jersey.

BE IT FURTHER RESOLVED that the License shall be effective July 1, 2012 until June 30, 2013 unless revoked prior thereto for cause.

Mayor Lackey called for the vote.

VOTE TO ADOPT

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Gregory C. Lackey			X			
Deputy Mayor Thomas J. Cranston			X			
Councilman Gary A. Miller					X	
Councilman Robert D. Hanold, Sr.		X	X			
Councilman Jeffrey Fitzpatrick	X		X			

Mayor Lackey introduced Resolution Number 80-12, seconded by Deputy Mayor Cranston.

RESOLUTION NUMBER 80-12

**A RESOLUTION RECOGNIZING UNITED STATES AIR FORCE
CAPTAIN YARA A. KHALIL**

WHEREAS, Captain Yara A. Khalil has served her country honorably since 2002, having recently returned from a tour in Iraq in support of Operation Iraqi Freedom; and

WHEREAS, Captain Khalil serves with the USAF as a Warranted Contracting Officer and Acquisition Team Lead; and

WHEREAS, Captain Khalil has received numerous awards to include the Joint Service Accommodation Medal, the Air Force Accommodation Award, the Air Force Achievement Medal; and

WHEREAS, the Borough of Medford Lakes wishes to recognize and commend Captain Yara A. Khalil for her dedication, courage and service to the citizens of the United States.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey that on behalf of all the citizens of Medford Lakes, the Borough Council hereby extends its deepest appreciation to Captain Yara A. Khalil for her continued service to the United States.

Mayor Lackey called for the vote.

VOTE TO ADOPT

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Gregory C. Lackey	X		X			
Deputy Mayor Thomas J. Cranston		X	X			
Councilman Gary A. Miller					X	
Councilman Robert D. Hanold, Sr.			X			
Councilman Jeffrey Fitzpatrick			X			

COUNCIL DID NOT MOVE RESOLUTION NUMBERS 81-12, 82-12 & 83-12.

REPORTS

Manager Horner – Keizer submitted a report and congratulated WWTP Backup Operator Jeffrey Dyremose for passing his recent Wastewater License which allows him to become the plant operator. She also provided an update to the Ballinger Walkway Project, the various grants and the success of the Police & Fire Charity Basketball Game.

Clerk McIntosh submitted a written report and commented on the successful www.GovDeals.com Auction and recent election results.

Solicitor Lange stated that he is working on getting answers for the Burlington County Solid Waste Contract and EMS & Virtua Contract.

Mayor Lackey asked Pete to prepare the Home Occupation Ordinance for introduction at the next meeting.

OLD BUSINESS

Deputy Mayor Cranston introduced Resolution Number 84-12, seconded by Councilman Hanold.

RESOLUTION NUMBER 84-12

A RESOLUTION TO AMEND THE 2012 BUDGET

WHEREAS, the local municipal budget for the year 2012 was approved on the 14th day of March, 2012 and;

WHEREAS, the public hearing on said budget has been held as advertised, and;

WHEREAS, it is desired to amend said approved budget, now therefore;

BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, that the following amendments to the approved budget of 2012 be made:

		<u>Anticipated Revenues</u>	<u>From</u>	<u>To</u>
3	Miscellaneous Revenues – Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services – Public and Private Revenues Offset with Appropriations: Municipal Alliance on Alcoholism and Drug Abuse		\$ 10,500.00	\$ 10,000.00
	Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services – Public and Private Revenues		21,631.93	21,131.93
	Total Miscellaneous Revenues		825,356.93	824,856.93
5	Subtotal General Revenues (Items 1, 2, 3 and 4)		1,545,356.93	1,544,856.93
7	TOTAL GENERAL REVENUES		\$4,205,210.59	\$4,204,710.59
		8. General Appropriations	<u>From</u>	<u>To</u>
	(A) Operations – within “CAPS”			
	Public Employees Retirement System		\$ 53,396.00	\$ 53,896.00
	Social Security System		104,000.00	103,500.00
	(A) Operations – excluded from “CAPS”			
	Public and Private Programs Offset by Revenues: Municipal Alliance for Alcoholism and Drug Abuse		10,500.00	10,000.00
	Total Other Operations – Excluded from “CAPS”		24,256.93	23,756.93
	Detail – Other Expenses		24,256.93	23,756.93
	(H-2) Total General Appropriations for Municipal Purposes excluded from “CAPS”		953,460.57	952,960.57
	(O) Total General Appropriations – Excluded from “CAPS”		953,460.57	952,960.57
	(L) Subtotal General Appropriations {Items (H-1) and (O)}		3,752,947.57	3,752,447.57
9.	(T) Total General Appropriations		\$4,205,210.59	\$4,204,710.59

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2012 local municipal budget so amended.

Council discussed with the Manager the amendments to the 2012 Municipal Budget.

Mayor Lackey opened the meeting to a public hearing on the amendment.

Mayor Lackey hearing no comments closed the hearing and called for the vote.

VOTE TO ADOPT

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Gregory C. Lackey			X			
Deputy Mayor Thomas J. Cranston	X		X			
Councilman Gary A. Miller					X	
Councilman Robert D. Hanold, Sr.		X	X			
Councilman Jeffrey Fitzpatrick			X			

Mayor Lackey introduced Resolution Number 85-12, seconded by Councilman Hanold.

RESOLUTION NUMBER 85-12

A RESOLUTION TO AMEND THE 2012 BUDGET

WHEREAS, the local municipal budget for the year 2012 was approved on the 14th day of March, 2012 and;

WHEREAS, the public hearing on said budget has been held as advertised, and;

WHEREAS, it is desired to amend said approved budget, now therefore;

BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, that the following amendments to the approved budget of 2012 be made:

1. Reinstatement of Council Member Salaries as provided by the Salary Ordinance.

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2012 local municipal budget so amended.

Council discussed their salaries and the reasons why past Council accepted them and later stopped accepting them.

Mayor Lackey opened the meeting to public comment on the Resolution.

Bob McGowan of Cochise Circle supported Council's request to reinstate their salaries and stated that they had earned it.

Mayor Lackey called for the vote.

VOTE TO ADOPT

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Gregory C. Lackey	X		X			
Deputy Mayor Thomas J. Cranston			X			
Councilman Gary A. Miller					X	
Councilman Robert D. Hanold, Sr.		X	X			
Councilman Jeffrey Fitzpatrick			X			

COMMUNICATIONS

Council discussed a request from a resident asking that the Borough send a request to Burlington County to lower the speed limit on Stokes Road.

Solicitor Lange provided his opinion on the matter.

Manager Horner – Keizer stated that she will send an official request and advise Council.

BILL LIST (dated May 3, 2012 – Total Line Items 80 – Total List Amount = \$78,366.39)

Clerk McIntosh explained two (2) amendments to the Bill List.

Deputy Mayor Cranston motioned for approval of the bill list as amended, seconded by Councilman Hanold.

VOTE TO APPROVE

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Gregory C. Lackey			X			

Deputy Mayor Thomas J. Cranston	X		X			
Councilman Gary A. Miller					X	
Councilman Robert D. Hanold, Sr.		X	X			
Councilman Jeffrey Fitzpatrick			X			

NEW BUSINESS

Mayor Lackey congratulated the organizers of the recent MS Walkathon that occurred in the Borough on Sunday, May 6th. He was very impressed by the turnout from the community in support of such a worthy cause.

PUBLIC COMMENT #2

Mayor Lackey opened the meeting for public comment.

Bob McGowan of Cochise Circle thanked the Mayor for his many years of service to the residents. He further congratulated Councilman Elect Robert Burton.

Pete Rogers of Apache Trail asked what happens now with the three Resolutions that weren't moved.

Shivaun Doyle – Bell of Seneca Trail supports the request to lower the speed limit on Stokes Road she also asked what the status was on her request (Resolution Numbers 81-12, 28-12 and 83-12)

Mayor Lackey and Clerk McIntosh explained how the three resolutions came about due to last minute applications. It was decided that future requests submitted after meeting packets are complete will not be heard until the next meeting unless they are of an immediate nature.

Ms Doyle – Bell explained the requests and emphasized this to be a Friday family fun night.

Council asked if the applicants would be willing to utilize the same Friday night as Medford School of Music.

Mayor Lackey directed the applicant to re-submit for one (1) Friday night closure.

Rudy Levak of Onondago Trail recommended using the school or fields or other location to support the proposed family fun night.

Hearing no further comment, Mayor Lackey closed public comment.

Councilman Fitzpatrick motioned to adjourn the meeting, seconded by Deputy Mayor Cranston.

Vote to adjourn

Yeas – Lackey, Cranston, Fitzpatrick, Hanold

Nays – None

Absent – Miller

Meeting Adjourned