

BOROUGH OF MEDFORD LAKES, NEW JERSEY

REGULAR MEETING (7:00pm)

November 28, 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 Thomas J. Cranston, Deputy Mayor Robert D. Hanold, Sr., Councilman Miller, Councilman Fitzpatrick and Councilman Robert J. Burton answered in attendance. Also present were Manager Julie Horner – Keizer, Clerk Mark J. McIntosh and Solicitor Peter C. Lange, Jr.

PUBLIC COMMENT #1

Mayor Cranston opened the meeting to public comment.

Bob McGowan of Cochise Circle asked if Council was concerned with the proposed NJ State Legislation that would force towns to enter Shared Service Agreements.

Mayor Cranston stated the legislation was very concerning. He stated that the Borough was already very frugal in spending and has many Shared Service Agreements in place. He was upset with the threat of being denied State Aid.

Manager Horner – Keizer recommended that Council speak with the Bill sponsors to express their concerns.

Bob Brown of the Medford Lakes Lions stated that the Lions Cabulance/Food Bank Building twenty-five year lease was soon expiring and requested a renewal.

Mayor Cranston directed the Manager and Clerk to forward a copy of the current Lease to Solicitor Lange for review and to list the renewal for the next Council Meeting.

Mayor Cranston hearing no further comments closed public comment.

MINUTES

Councilman Miller introduced adoption of the September 26, 2012 Executive Session minutes, seconded by Councilman Burton.

Vote to adopt

Yeas –Cranston, Hanold, Miller, Fitzpatrick, Burton

Nays – None

Minutes Adopted

Deputy Mayor Hanold introduced adoption of the October 24, 2012 Executive Session minutes, seconded by Councilman Burton.

Vote to adopt

Yeas –Cranston, Hanold, Miller, Fitzpatrick, Burton

Nays – None

Abstain - Burton

Minutes Adopted

Councilman Miller introduced adoption of the October 24, 2012 Regular Session minutes, seconded by Councilman Fitzpatrick

Vote to adopt

Yeas –Cranston, Hanold, Miller, Fitzpatrick, Burton

Nays – None

Minutes Adopted

ORDINANCES

Mayor Cranston introduced Ordinance Number 599 on second reading with public hearing, seconded by Deputy Mayor Hanold.

ORDINANCE NUMBER 599

AN ORDINANCE AMENDING ORDINANCE NUMBER 591, PROVIDING FOR AND DETERMINING THE RATE OF COMPENSATION FOR CERTAIN EMPLOYEES AND OFFICERS OF THE BOROUGH OF MEDFORD LAKES

BE IT ORDAINED by the Borough Council of the Borough of Medford Lakes in the County of Burlington, State of New Jersey that:

Section 1. The following salaries designated herein are fixed on an annual basis respective to the position listed below. All employees may be paid bi-weekly, monthly or quarterly, as directed by the Borough Manager.

Section 2. The rates of salaries stated herein are the maximum rates and ranges. Employees may be paid up to these ranges at the discretion of the Borough Manager.

| Title | Minimum Compensation | Maximum Compensation |
|----------------------------|-----------------------------|-----------------------------|
| Wastewater Backup Operator | \$5,000.00 | \$65,000.00 |

Section 3. The Manager, at his/her discretion, can hire replacement employees up to and including the present maximum rates as set forth in this Ordinance.

Section 4. The salary range fixed herein is in addition to the compensation levels for other positions fixed by previous Ordinance. All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed

to the extent of such inconsistency. The Salary ranges previously adopted under Ordinance 591 continue in full force and affect.

Section 5. This Ordinance shall take effect immediately upon its final adoption and publication according to law, but the rate of compensation provided for herein shall become effective as of July 1, 2012.

Mayor Cranston explains that the Ordinance adds a title and provides a range to the existing Salary Ordinance.

Mayor Cranston opens the meeting to a public hearing on the Ordinance.

Mayor Cranston closes the public hearing after hearing no comment and calls for the vote.

VOTE TO ADOPT

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

RESOLUTIONS

Mayor Cranston motioned introduction of Resolution Number 143-12, seconded by Deputy Mayor Hanold.

RESOLUTION NUMBER 143-12

A RESOLUTION AUTHORIZING A REFUND FOR A HISTORIC COMMISSION APPLICATION FEE

WHEREAS, the property owner of 131 Meeshaway Trail, Block #30020.01, Lot #1315 submitted a Historic Application in the amount of \$5.00; and

WHEREAS, the application was reviewed and determined by the Historic Commission not to be required as the applicants structure was non-log; and

WHEREAS, the applicant is due a refund of the application fee.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, New Jersey, that the Chief Financial Officer of the Borough of Medford Lakes is hereby authorized to make a \$5.00 refund to Clare & Rich Gunson, 131 Meeshaway Trail, Medford Lakes, NJ 08055.

Mayor Cranston explains the Resolution.

Mayor Cranston hearing no comments called for the vote.

VOTE TO ADOPT

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

Mayor Cranston motioned introduction of Resolution Number 144-12, seconded by Deputy Mayor Hanold.

RESOLUTION NUMBER 144-12

A RESOLUTION AUTHORIZING CERTAIN BUDGETARY TRANSFERS FOR THE 2012 BUDGET

WHEREAS, The Governing Body of the Borough of Medford Lakes did adopt a budget for the year 2012 in accordance with the Municipal Budget Law (NJSA 40A-4 et seq) ; and

WHEREAS, it has become necessary to transfer certain funds among the various line items as contained within the aforementioned adopted municipal budget; and

WHEREAS, NJSA 40A:4-58 allows for the transfer of funds among line items of an adopted municipal budget during the last two months of the fiscal year.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, New Jersey, that the Chief Financial Officer of the Borough of Medford Lakes is hereby authorized to make the transfers as listed below among the various line items in the 2012 Municipal Budget:

TRANSFER FROM:

| | |
|--------------------|-----------|
| FINANCE S& W | 3,400.00 |
| HISTORIC S&W | 500 |
| CONSTRUCTION S&W | 2,900.00 |
| GROUP INS | 29,000.00 |
| SANITATION S&W | 2,800.00 |
| LANDFILL O.E | 10,000.00 |
| BLDG & GR O.E. | 8,300.00 |
| STREET LIGHTING | 2,500.00 |
| ELECTRIC | 3,450.00 |
| NATURAL GAS | 3,700.00 |
| RECYCLING O.E. | 3,500.00 |
| EMS S&W | 1,000.00 |
| HEALTH CONTINGENCY | 8,500.00 |
| WW - O.E. | 46,000.00 |

TRANSFER TO:

| | |
|--------------------|-----------|
| CLERK SALARIES | 450 |
| TAX COLLECTOR S&W | 8,700.00 |
| LEGAL - O.E. | 6,000.00 |
| ENGINEERING O.E. | 6,000.00 |
| ZONING SALARIES | 2,400.00 |
| UNEMPLOYMENT | 10,000.00 |
| POLICE S&W | 16,000.00 |
| BLDG & GR SALARIES | 19,000.00 |
| MUN COURT O.E. | 1,500.00 |
| EMS O&E | 1,000.00 |
| COUNCIL S&W | 8,500.00 |

| | |
|-------------------|-----------|
| WW - S&W | 36,000.00 |
| WW - Unemployment | 10,000.00 |

Manager Horner – Keizer explains the transfers and adds two (2) additional transfers (EMS S&W, Health Contingency, EMS O&E, Council S&W)

Mayor Cranston hearing no further comments called for the vote.

VOTE TO ADOPT

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

Deputy Mayor Hanold motioned introduction of Resolution Number 145-12, seconded by Councilman Miller.

RESOLUTION NUMBER 145-12

**A RESOLUTION AWARDDING A CONTRACT FOR PROFESSIONAL SERVICES
RELATED TO CONSTRUCTION ADMINISTRATION AND CONSTRUCTION OBSERVATION
FOR THE QUOGUE DAM REHABILITATION PROJECT**

WHEREAS, the Borough of Medford Lakes has a need to acquire a Special Project Engineer; and

WHEREAS, the Borough of Medford Lakes has solicited proposals for professional services through a Fair and Open Process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Mid Atlantic Engineering Partners has submitted a proposal and is identified as a qualified Special Project Engineer in accordance with Borough of Medford Lakes Resolution Number 13-12 ; and

WHEREAS, award of this contract is dependent upon certification of the availability of funds requirements per N.J.A.C. 5:30-5.4.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey hereby awards a contract NTE \$10,750.00 to, Mid Atlantic Engineering Partners, 789 Farnsworth Avenue, Bordentown, NJ 08505 for Task 3 & 4 as identified in their proposal attached hereto; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are authorized to execute all documents related to the award of this contract.

Clerk McIntosh explains the Resolution.

Solicitor Lange asked that the award be subject to his review.

Mayor Cranston hearing no further comments called for the vote.

VOTE TO ADOPT

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

REPORTS

Manager Horner – Keizer commented on the compliments' she had received regarding the Fire Department's recent assist provided to the Shamong Twsp. Fire Department. She stated that the Tax Sale was scheduled for December 20th at 10:00am. She mentioned the upcoming Lion's Xmas Tree lighting ceremony, the Cell Tower status, and stated that the next budget workshop with Public Safety and Administration would be December 19th.

Clerk McIntosh submitted a written report and commented on working with FEMA to recover costs associated with Hurricane Sandy and that all contracts recently awarded are being processed.

Solicitor Lange stated that Council was provided with a Draft Traffic Ordinance and Draft Recreational Vehicle Ordinance that he would like feedback on and is also looking for feedback on amending the Peddler & Soliciting Ordinance.

Council and the Solicitor discuss options on introducing.

Mayor Cranston recommends deletion of Section 3, #2 Beach Drive Stop Sign.

Manager Horner – Keizer stated that a meeting needs to be scheduled with the school district, police and Council Liaison to deal with traffic issues around the school properties.

OLD BUSINESS

Mayor Cranston stated that one (1) vacancy remains on the Planning Board.

Mayor Cranston motioned introduction of Resolution Number 146-12, seconded by Deputy Mayor Hanold.

RESOLUTION NUMBER 146-12

**A RESOLUTION MEMORIALIZING AN APPOINTMENT
TO MEMBERSHIP ON THE PLANNING BOARD**

WHEREAS, the Planning Board has one (1) vacancy; and

WHEREAS, the Governing Body is charged with appointing Alternate members; and

WHEREAS, the Borough has received two applications from interested residents; and

WHEREAS, the Governing Body would like to appoint a new applicant to the vacated Alternate Number 2 positions unexpired term (Walsh –Bacchus).

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the BOROUGH OF MEDFORD LAKES that the following appointments be memorialized:

PLANNING BOARD:

| <u>Appointee</u> | <u>Class Designation</u> | <u>Commencement of Term</u> | <u>Expiration of Term</u> |
|------------------|--------------------------|-----------------------------|---------------------------|
| Kathy Merkh | Alternate Number 1 | November 28, 2012 | December 31, 2013 |

Mayor Cranston hearing no comments called for the vote.

VOTE TO ADOPT

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

NEW BUSINESS

Councilman Fitzpatrick congratulated Susan Dillard on her promotion to Deputy EMS Chief. He also congratulated Officer McGuinness of the MLPD and Captain Adam Ruder of the MLFD on the development of the new police website, www.medfordlakespolice.org.

Councilman Burton stated that he is still working on numerous school projects.

BILL LIST

(Dated November 20, 2012 – Total Line Items 146 – Total List Amount = \$625,473.92)

Deputy Mayor Hanold motioned for approval of the bill list, seconded by Councilman Miller.

VOTE TO APPROVE

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

PUBLIC COMMENT #2

Mayor Cranston opened the meeting for public comment.

Bob McGowan of Cochise Circle enjoys listening to Solicitor Lange’s advice. He asked how the Police Department is doing with the Chief’s retirement.

Mayor Cranston states that all is going well.

Mayor Cranston closed public comment.

Councilman Miller motioned to adjourn the meeting, seconded by Mayor Cranston

Vote to adjourn

Yeas –Cranston, Hanold, Miller, Fitzpatrick, Burton

Nays – None

Meeting Adjourned