

BOROUGH OF MEDFORD LAKES, NEW JERSEY

REGULAR MEETING (7:00pm)

October 10, 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. (via electronic device – cell phone), Councilman Miller and Councilman Fitzpatrick answered in attendance. Councilman Robert J. Burton was absent. Also present were Manager Julie Horner – Keizer, Clerk Mark J. McIntosh and Solicitor Peter C. Lange, Jr.

EXECUTIVE SESSION (6:00pm)

Mayor Cranston introduced Resolution Number 130-12, seconded by Councilman Miller.

RESOLUTION NUMBER 130-12

A RESOLUTION EXCLUDING THE PUBLIC FROM A PUBLIC MEETING

WHEREAS, Section 7.a of Chapter 231, Public Law 1975, otherwise known as the "Open Public Meetings Act" states that except as provided by Section 7.a, all meetings of a public body, such as the Borough Council, shall be open to the public at all times: and,

WHEREAS, Section 7.b provides that the Borough Council may exclude the public only from the portion of a meeting at which Borough Council discusses certain subjects which are listed in the aforementioned Section; and,

WHEREAS, the Borough Council desires to discuss certain subject(s) which are listed in the aforementioned section and desires to exclude the public from the portion of the meeting at which the Borough Council will discuss said subject(s); and,

WHEREAS, Section 8 of Chapter 231, Public Law 1975 states that no public body shall exclude the public from any meeting to discuss any matter described in Section 7.b until the public body shall, at a meeting to which the public shall be admitted, first adopt a resolution making certain statements with respect to the subject(s) to be discussed;

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

1. That the Borough Council hereby declares that the general nature of the subject(s) to be discussed by the Borough Council in closed session as follows:
 - *Medford Lakes Emergency Squad – Litigation Matters*
2. That the Borough Council hereby declares that its discussion of the aforementioned subject(s) may be made public at time when the Borough Solicitor advises the Borough Council that the disclosure will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion.
3. That the Borough Council for the aforementioned reasons hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place and hereby directs the Borough Clerk to take the appropriate action to effectuate the terms of this resolution.

VOTE TO ADOPT

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

Solicitor Lange explained the reason for the Executive/Closed Session.

PUBLIC COMMENT #1

Mayor Cranston opened the meeting to public comment.

Jeanne Gural of Chicagami Trail expressed concern that a neighbor recently cut down numerous trees and believes that the neighbor manipulated data in order to get the tree removal permit from the Borough. She stated that her home is, “Green Energy Certified” and the removal of trees by the neighbor will cause her issues. She stated that the tree permitting process needs to be reviewed/revised and is willing to assist Council and Administration in this process.

Mayor Cranston thanked Ms. Gural for expressing her concerns and will see that the Ordinance and permitting process be reviewed.

Joe Aromando of Shingowack Trail expressed concern over the lack of follow up and/or failure to publicize follow up information on items brought to Councils attention, i.e. WWTP landscaping, Beach Drive drainage, DPW Building reconstruction, Beach Drive & Chicagami Trail intersection. He stated it is like a “Black Hole” with no follow up and no closure.

Mayor Cranston hearing no further comments closed public comment.

ORDINANCES

Councilman Miller introduced Ordinance Number 599, seconded by Councilman Fitzpatrick.

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.

Clerk McIntosh explained that this was a title not included within the original Salary Ordinance.

ELECTRONIC COMMUNICATION WAS TERMINATED WITH DEPUTY MAYOR ROBERT D. HANOLD, SR. DUE TO AN INADEQUATE CONNECTION.

Mayor Cranston called for the vote.

VOTE TO INTRODUCE

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

RESOLUTIONS

Councilman Fitzpatrick motioned introduction of Resolution Number 131-12, seconded by Councilman Miller.

RESOLUTION NUMBER 131-12

A RESOLUTION APPOINTING CROSSING GUARDS FOR 2012

WHEREAS, it is the desire of the Borough to utilize Crossing Guards to assist in the safe movement of our children and other residents as they cross identified Borough crosswalks during School hours; and

WHEREAS, the New Jersey State Statute governing Crossing Guards requires that they be appointed each year; and

WHEREAS, it is the desire of the Borough Council to appoint qualified individuals to fill the position of Crossing Guard; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the BOROUGH OF MEDFORD LAKES that the following appointment(s) be made as Crossing Guards:

<u>Appointee</u>	<u>Class Designation</u>	<u>Commencement of Term</u>	<u>Expiration of Term</u>
Virginia Thomas	Crossing Guard	October 1, 2012	December 31, 2012
Penney Busiochio	Crossing Guard	October 1, 2012	December 31, 2012

Mayor Cranston hearing no 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	
Councilman Gary A. Miller		X	X			
Councilman Jeffrey Fitzpatrick	X		X			
Councilman Robert J. Burton					X	

REPORTS

Manager Horner – Keizer announced that Police Chief Frank Martine had notified her of his intent to retire. She spoke fondly of his service to the community and recalled that it was one of her proudest moments when she appointed him as Chief many years ago.

Council echoed similar sentiments and fond memories. Council expressed their best wishes on Chief Martine's future endeavors.

Clerk McIntosh submitted a written report and commented on Wastewater Treatment Plant public bidding and the upcoming Clean Communities Day events scheduled for Saturday, October 20th from 9am to noon.

Solicitor Lange stated that he is reviewing the Soliciting Ordinance at Councils direction and working on other items that he was assigned.

Councilman Miller discussed the productive 2013 budget meeting him, Deputy Mayor Hanold and Manager Horner – Keizer attended with both the Department of Public Works Superintendent and Wastewater Operators.

Councilman Fitzpatrick stated that the Police Department, Fire Department and EMS Department 2013 Budget requests are under review by the Public Safety Subcommittee.

Mayor Cranston expressed his appreciation that all of the major departments had submitted their 2013 Budget requests and is pleased to see the proactive approach the Manager and Subcommittee's have taken to get them reviewed. He also reminded the public of the upcoming Colony vote regarding a major renovation project proposed for Vaughan Hall.

BILL LIST

(Dated October 4, 2012 – Total Line Items 71 – Total List Amount = \$54,348.94 with amendments of, \$1,000 Street Opening Escrow and \$166.00 Substitute Public Defender)

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

VOTE TO APPROVE

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston	X		X			
Deputy Mayor Robert D. Hanold, Sr.					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.

Joe Aromando of Shingowack Trail asked if Council had considered extending the grace period for fourth quarter taxes. He asked if Council will act on his request to not vote on Ordinances directly following the public hearings. He also objected to Mayor Cranston lobbying for the Colony's renovation project.

Bob McGowan of Cochise Circle asked when Chief Martine is actually leaving and if Council was making any changes within the department given the Chiefs notice. He also asked for clarification on the early tree removal permitting process.

Mayor Cranston stated that it is premature to discuss anything regarding the Police Department.

Manager Horner – Keizer stated that although neighbors may have concern over another neighbors removal of trees the permit applications are reviewed on a case by case basis and Code Officials use their best judgment on allowing and/or denying permits.

Joe Aromando of Shingowack Trail stated that the Ordinance for tree removal is loosely worded.

Mayor Cranston hearing no further comment asked for a motion to adjourn.

Councilman Miller motioned to adjourn the meeting, seconded by Councilman Fitzpatrick.

Vote to adjourn

Yeas –Cranston, Miller, Fitzpatrick

Nays – None

Absent – Hanold, Burton

Meeting Adjourned