

**BOROUGH OF MEDFORD LAKES
REGULAR COUNCIL MEETING
SEPTEMBER 9, 2004**

The regular meeting of the Borough Council of the Borough of Medford Lakes, New Jersey, was held on the above date in the Denby Annex of the Medford Lakes Colony beginning at 7:30pm. Mayor Wasson presided. Following the Pledge of Allegiance, Mayor Wasson read the Statement of Compliance with the Open Public Meetings Act. This is to announce that adequate notice in the form of Notice of Meetings was (1) posted on the Administration Building bulletin board, (2) mailed to The Central Record, Medford, NJ, (3) mailed to the Burlington County Times, Willingboro, NJ, (4) mailed to the Courier Post, Cherry Hill, NJ, and (5) filed with the Municipal Clerk. Advance written notice of this meeting was mailed to all persons who requested such notice according to the Clerk of the Municipality.

Answering Roll Call for Borough Council were Mayor Dave Wasson, Councilman Timothy Casey, and Councilman Gary Woodend. Also present were Manager Rich Knight, Deputy Clerk Mark McIntosh, Solicitor Jim Vogdes, Police Chief Frank Martine, Emergency Squad Chief Rosemary Countess, and Flood Recovery Project Manager Jack Kaczur.

PUBLIC COMMENT

David Akouka, 30 Shinnecock Trail, advised Council his property value decreased 20%. He is considering filing tax appeal and asked if dam repair would take three years, which it might.

Jeanie Watters, 269 Chicagami Trail, thanked Council for everything that has been done since the flood. Mrs. Watters read a prepared statement, stating the net value of her property has dropped \$150,000. Her statement added that the loss of the dams is affecting property values, the dams are part of Pine Barrens system, and they support the Eco-system. She asked Council for more response in the media to answer what is being said about Medford Lakes.

Jim Walker, 241 Chicagami Trail, asked why it would take two to three years to repair the dams

Joe Magelett, 236 Chippewa Trail, thanked Council for all that has been accomplished since the flood. He stated rumors in the Borough say that the Borough will fight FEMA rather than bond. He asked if the dams would be temporary structures and advised he would like to see more communication via the web or some other means.

Nancy Harlan, 123 Huron Trail, hosted 86 people at her house recently to discuss the details as to what progress the Borough was making. She believes that timelier information is needed. Need to squelch the rumors and proactively put together a PR campaign to make sure our voices are heard at all levels of government and the media.

Chris Miles, 16 Tahteepay Trail, has worked in contracting and feels other towns are being rebuilt quicker. He would like the opportunity to speak after Council has commented on flood recovery.

Bob Parks, 217 Chicagami Trail, stated he hopes reconstruction moves quicker than the erection of the new municipal building. He is concerned about integrity of bulkheads along lakes, since there is no water pressure holding them.

Mayor Wasson asked the public to agree that time limits are variables. The DEP needs to issue permits to rebuild the dams; they are not issuing permits at this time. Dams will be replaced as soon as possible. Applications are being submitted; temporary dams are being considered due to neighboring towns' concerns

and overall flood control. The class action lawsuit identified in the media has not been served upon the Borough. In answer to some of the public's comments, Mayor Wasson advised that all officials are listed on the web site and in the phone book. Residents may call or email if they have questions or concerns. He also wanted the public to be aware of the positive things that have happened since the flood: Lenape Trail was fixed quickly by NJDOT and a bike trail and pedestrian bridge was built before the start of school so children can get to school safely.

Councilman Casey advised residents that a reasonable time for dam completion is 2006. The dam designs have not been done as yet. The goal is to have Canoe Carnival on Lower Aetna by 2006. With regard to bonding, the Borough is making application for repair to Upper Aetna Dam. There will be a funding mechanism in place to replace the dams and all indications are that FEMA will assist with Upper Aetna Dam. The lakes are intertwined with Rancocas Flood Control measures. There is misinformation in almost every article in the media. Official Borough information can be found on the web page.

Councilman Woodend advised that Council and other involved persons are meeting every other Thursday at 7:30am to be proactive with flood recovery. He agreed with Councilman Casey that it will take at least two years to rebuild the dams, and that the Borough has not applied for dam permits because the designs are not ready. FEMA has been advised that both dams are important to the infrastructure of the Borough; they are used for flood control, fire suppression, etc. The Borough is in the design phase and is looking to NJ DEP for design standards and is also in the financing stage and looking for low interest loans. Temporary dams would offer some relief to the flood control issue in region.

Manager Knight advised the Borough has forwarded tort claim forms to a few law firms. Some reports define the lawsuits as asking for injunctive relief, which could set back the time line on any dam repairs significantly. The Borough office is trying to make information available to the public in a timely manner; each Colony News has an addendum that provides weekly updates as to the recovery process. The Borough office has forms to request a review of resident's property damage by the tax assessor. Assessments are based on the market value if the property. It is important to complete and mail FEMA applications, as the deadline to do so is September 16, 2004.

APPROVAL OF MINUTES

Councilman Casey made a motion, seconded by Councilman Woodend, to approve the minutes for the August 10, 2004, Regular Council Meeting.

VOTE TO APPROVE MINUTES

Ayes: Wasson, Casey, Woodend

Nays: None

Minutes are approved

Councilman Casey made a motion, seconded by Councilman Woodend, to approve the minutes for the August 30, 2004, Special Council Meeting with one correction.

VOTE TO APPROVE MINUTES

Ayes: Wasson, Casey, Woodend

Nays: None

Minutes are approved

ORDINANCES

Councilman Casey introduced the following ordinance on Second Reading, seconded by Mayor Wasson:

ORDINANCE 501

A BOND ORDINANCE OF THE BOROUGH OF MEDFORD LAKES, COUNTY OF BURLINGTON, NEW JERSEY, AUTHORIZING THE CONSTRUCTION OF VARIOUS EMERGENCY IMPROVEMENTS TO THE BOROUGH’S WASTEWATER COLLECTION AND TREATMENT SYSTEM AND ADMINISTRATIVE OFFICES, AND APPROPRIATING THE SUM OF \$1,000,000 THEREFORE; AUTHORIZING \$1,000,000 IN OBLIGATIONS OF THE BOROUGH TO FINANCE SAID IMPROVEMENT; AND PROVIDING FOR OTHER MATTERS RELATING THERETO.

BE IT ORDAINED by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey (not less than two-thirds of all members therefore affirmatively concurring) pursuant to the provisions of the local bond law, chapter 169 of the laws of 1960 of the State of New Jersey, as amended and supplemented (“local bond law”), as follows:

Section 1. The improvements described in Section 4 of this Ordinance are hereby authorized to be undertaken by the Borough of Medford Lakes (the "Borough"), situated in the County of Burlington, New Jersey as general improvements. For the improvements or purposes described in Section 4, there is hereby appropriated the sum of \$1,000,000.

Section 2. In order to finance the cost of the purposes or improvements and to meet the part of said \$1,000,000 emergency related appropriation, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,000,000 pursuant to the Local Bond Law. In anticipation of the issuance of bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements described in Section 4 of this Ordinance are hereby authorized to be undertaken in order to immediately repair and/or reconstruct essential municipal improvements within the Borough that were lost or significantly damaged as a result of severe storm damage on July 12, 2004. Pursuant to the provisions of N.J.S.A. 40A:2-11(c), no down payment will be appropriated to the improvements to be financed through this Bond Ordinance.

Section 4. (a) The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose; and the period of usefulness of each said purpose within the limitations of the Local Bond Law, all as more fully described in accordance with specifications on file in the office of the Borough Clerk, are as follows:

| <u>Purpose/Improvement</u> | <u>Estimated Total Cost</u> | <u>Down Payment</u> | <u>Amount of Obligations</u> | <u>Period of Usefulness</u> |
|---|-----------------------------|---------------------|------------------------------|-----------------------------|
| A. Construction of improvements to the Borough’s wastewater treatment plant, including the acquisition of all materials and performance of all work necessary therefore and incidental thereto. | \$450,000 | \$0 | \$450,000 | 40 years |

| <u>Purpose/Improvement</u> | <u>Estimated Total Cost</u> | <u>Down Payment</u> | <u>Amount of Obligations</u> | <u>Period of Usefulness</u> |
|--|---------------------------------|-------------------------|----------------------------------|---------------------------------|
| B. Construction of a temporary sewerage collection bypass line necessary to support the damaged beach drive sewerage collection line, together with the acquisition of temporary equipment to support previously damaged sewer collection and conveyance facilities throughout the Borough, including the acquisition of all materials and performance of all work necessary therefore and incidental thereto. | \$283,000 | \$0 | \$283,000 | 40 years |
| C. Acquisition and/or construction of temporary buildings and office space to house the Borough's Administrative Staff, including the acquisition of all materials and performance of all work necessary therefore and incidental thereto. | \$197,000 | \$0 | \$197,000 | 15 years |
| D. Construction of a public walkway along Tabernacle Road, including the acquisition of all materials and performance of all work necessary therefore and incidental thereto. | \$70,000 | \$0 | \$70,000 | 15 years |

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$1,000,000.

(c) The estimated cost of the improvement or purpose is \$1,000,000.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Borough's financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the financial officer. The financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8(a). The financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The financial officer is directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser. The financial officer is authorized and directed to comply with all post-issuance requirements under the Internal Revenue Code of 1986, as amended, to insure that the interest on such bonds or notes remains exempt from gross income for federal income tax and New Jersey Gross Income Tax Act purposes, if so sold, and to make any and all determinations or elections necessary or desirable with regard to such tax status and may invest the proceeds of any such sale in accordance therewith.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution, in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the

Director of the Division of Local Government Services, is on file with the Clerk and is available there for public inspection.

Section 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 4(a) of this ordinance is not a current expense. They are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property benefited thereby.

(b) The average period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, taking into consideration the respective amounts of bonds or notes, is not less than 33.325 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,000,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The financial officer is authorized to designate such bonds or notes as "Qualified Tax Exempt Obligations" pursuant to I.R.C. Section 265 so long as the Borough has not issued other such obligations beyond the limitations set forth in the Internal Revenue Code of 1986, as amended.

Section 8. All grant monies from any source received for the purpose described in Section 4(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. The Borough hereby declares its official intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Borough prior to the issuance of such bonds or bond anticipation notes.

Section 11. In the event that any section or part of this ordinance shall be declared to be unconstitutional, invalid, or inoperative, in whole or in part, by a court of competent jurisdiction, such section or part shall, to the extent that it is not unconstitutional, invalid, or inoperative, remain in full force and effect and

no such determination shall be deemed to invalidate the remaining sections or parts of this ordinance or the ordinance as a whole.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Casey elaborated the individual parts of the ordinance and the expenses they represented. The Department of Public Works facility was severely damaged during the flood. Originally, work on that building was to be completed after the Oaks Hall project was completed. Currently, the employees of DPW and the court are operating from two temporary trailers. Council would like to begin the renovation project of DPW now, rather than wait. It would be too costly to repair DPW now and then do the planned renovations later.

Council and the public discussed a planned pumping station for the parts of Chippewa that border on both Upper and Lower Aetna lakes. Dredging of the lakes is a Colony issue.

PUBLIC COMMENT: Nancy Harlen, 123 Huron Trail, stated she felt the Borough was operating well from the trailers and wanted to use the money bonded for their renovations to repair the dams. The money for those projects is from another bond.

Charlie Calhoun, 138 Chippewa Trail, advised that road water runoff is undermining his bulkhead.

VOTE TO APPROVE ORDINANCE 501 ON SECOND READING

Ayes: Wasson, Casey, Woodend

Nays: None

Ordinance 501 is approved

RESOLUTIONS

Mayor Wasson introduced the following resolution, seconded by Councilman Woodend:

RESOLUTION 113-04

A RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE CAMDEN COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Borough of Medford Lakes is a member of the Camden County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2004 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, 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 agrees to renew its membership in the Camden County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Camden County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

PUBLIC COMMENT: None

VOTE TO APPROVE RESOLUTION 113-04

Ayes: Wasson, Woodend

Nays: None

Abstain: Casey

Resolution 113-04 is approved

Mayor Wasson introduced the following resolution, seconded by Councilman Woodend:

RESOLUTION 114-04

A RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE CAMDEN COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Camden County Municipal Joint Insurance Fund (hereinafter the Fund) is a duly chartered Municipal Insurance Fund as authorized by NJSA 40A: 10-36 et seq., and

WHEREAS, the Borough of Medford Lakes is currently a member of said Fund; and

WHEREAS, effective December 31, 2004, said membership will expire unless earlier renewed; and

WHEREAS, the Mayor and Council of the Borough of Medford Lakes has resolved to renew said membership;

NOW, 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 renews its membership in the Camden County Municipal Joint Insurance Fund for a three (3) year period, beginning January 1, 2005 and ending December 31, 2007*

2. The Borough of Medford Lakes hereby ratifies and reaffirms the Indemnity and Trust Agreement, Bylaws and other organizational and operational documents of the Camden County Municipal Joint Insurance Fund as from time to time amended and altered by the Department of Insurance in accordance with the Applicable Statutes and administrative regulations as if each and every one of said documents were re-executed contemporaneously herewith.

3. The Borough of Medford Lakes agrees to be a participating member of the fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.

PUBLIC COMMENT: None

VOTE TO APPROVE RESOLUTION 114-04

Ayes: Wasson, Woodend

Nays: None

Abstain: Casey

Resolution 114-04 is approved

Councilman Woodend introduced the following resolution, seconded by Councilman Casey:

RESOLUTION 115-04

A RESOLUTION ACKNOWLEDGING THE ACHIEVEMENT OF DAVID MATOS AS EMERGENCY MANAGEMENT COORDINATOR

WHEREAS, the Mayor and Borough Council of Medford Lakes appointed David Matos to the position of Emergency Management Coordinator for a three year term commencing January 1, 2003; and

WHEREAS, David Matos is very qualified for the position having been a volunteer firefighter and officer with the Medford Lakes Fire Department for over fifteen years and an Associate EMT of the Medford Lakes Emergency Squad and having worked in State Government for numerous years; and

WHEREAS, on July 12, 2004 numerous residences, businesses and areas of public infrastructure of the Borough were heavily damaged or destroyed by the collapse of Upper and Lower Aetna Lake Dams due to the region receiving over twelve inches of rain caused by the, "*thousand year storm*"; and

WHEREAS, under the leadership of David Matos the Boroughs emergency operations plan was activated, an action plan with priorities was established and the numerous federal, state, county and local entities involved in the response, assessment and recovery phases received the proper assistance;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, hereby recognizes David Matos for his leadership, self-discipline, time management, originality and initiative skills that he demonstrated throughout this crisis.

Mr. Matos thanked Council for the honor, but added that he wanted to share it with all the other men and women who worked tirelessly following the flood. He added that the residents of the Borough are fortunate to have three dedicated and hardworking members of Council.

PUBLIC COMMENT: NONE

VOTE TO APPROVE RESOLUTION 115-04

Ayes: Wasson, Casey, Woodend

Nays: None

Resolution 115-04 is approved

Councilman Woodend introduced the following resolution, seconded by Councilman Casey:

RESOLUTION 118-04

A RESOLUTION ESTABLISHING TEMPORARY/PERMANENT NO PARKING ALONG BOTH SIDES OF TRADING POST WAY.

(Resolution not available for inclusion with this report. To be added when received.)

Police Chief Martine explained the need for the regulation, citing a narrow passageway on the trail after the addition of the cement barricades to allow for school children to pass. He added that he has not received any negative feedback from business owners on the trail. The municipal parking lot across from the laundry mat is available for patron's use.

PUBLIC COMMENT: None

VOTE TO APPROVE RESOLUTION 118-04

Ayes: Wasson, Casey, Woodend

Nays: None

Resolution 118-04 is approved

OLD BUSINESS

MINUTES OF PREVIOUS MEETINGS - Councilman Casey made a motion, seconded by Mayor Wasson, to approve the minutes from Council meetings on July 14, July 16, July 18, July 19, July 22, and August 8, 2004.

PUBLIC COMMENT: Joe Maggalet, 236 Chippewa Trail, asked Council to post the minutes on the Borough's web site after they are approved. The most recent minutes on the web site are from 2003.

VOTE TO APPROVE RESOLUTION MINUTES

Ayes: Wasson, Casey, Woodend

Nays: None

Minutes are approved

FIRE DEPARTMENT AND SQUAD MEMORANDUM OF UNDERSTANDING – Councilman Woodend explained the Memo and what prompted it. Mayor Wasson discussed points he wanted clarified in the wording of the Memo. First Responders will respond only to in-house calls, not mutual-aid calls. He wants personnel files for both organizations to be held on file at the Borough office.

Council discussed the Memo and procedures with Squad Chief Countess and Fire Chief McIntosh. The agreement is due to be re-examined at the end of the 2004 calendar year.

Councilman Woodend made a motion, seconded by Councilman Casey, to authorize Manager Knight to execute the agreement between the First Responders and the Emergency Squad.

Public Comment: Joe Maggalet, 236 Chippewa Trail, related a previous experience in which he thought he was having a heart attack (found to be kidney stones.) A police officer arrived on scene immediately, but Mr. Maggalet was forced to wait for one hour for a squad; a neighbor subsequently transported him to the hospital. He asked that situations such as this be rectified so as not to happen again.

VOTE ON MOTION

Ayes: Wasson, Casey, Woodend

Nays: None

Motion is approved

NEW BUSINESS

EASI PROPERTY – Mark Magrann, former resident of Medford Lakes and current resident of Lake Pine in Medford, has made an offer to purchase the Easi property at the corner of Stokes Road and Lenape Trail. Currently, the property is zoned as residential; Mr. Easi is “grandfathered” to allow him to operate his auto repair business on the property. Mr. Magrann wants the property to be re-zoned as commercial. Also, the

property is in the “re-development zone” for possible future action. He is waiting for the Department of Environmental Protection to rule there is not further problems with the soil from a previous tank leak.

Mayor Wasson assured Mr. Magrann that Council would do whatever it could to assist him in his efforts to upgrade the appearance of the “gateway to the Borough.”

Councilman Casey suggested to Mr. Magrann that the easiest way to proceed would be for him to apply to the Medford Lakes Planning Board for a use variance, as opposed to waiting for a zoning change. The Planning Board action could be taken before the property changes hands.

BANK RECONCILIATION – Councilman Casey made a motion, seconded by Councilman Woodend, to ask former Borough Manager Julie Keizer to assist with bank reconciliation for the months of July and August, 1004.

PUBLIC COMMENT: None

VOTE ON MOTION
Ayes: Casey, Woodend
Nays: None
Abstain: Wasson
Motion carries

REPORTS

PROJECT MANAGER JACK KACZUR – Mr. Kaczur had previously provided Council with his report to date on the status of the recovery and applications to FEMA. Mr. Kaczur explained pertinent items in the report and discussed the FEMA procedure for repairing the dams lost in the flood. Mr. Kaczur estimated the repair cost to run as high as \$9,000,000, which would also include repair work on Tabernacle Road and Lenape Trail.

Council discussed the means by which the Borough would use and disperse donations.

The Medford Lakes Wastewater Plant should be fully back on line within one month.

The gas line that runs along the new bike path on Tabernacle Road will be marked to avoid striking it when repairs are made. Council and the public discussed safety issues on the bike path; it had been discussed in the Medford Lakes School Board meeting earlier in the evening. Police Chief Martine asked that the Medford Lakes Home & School Association help in the effort to have school children use the path with caution.

Mr. Kaczur was asked how Medford was able to repair Jackson road as quickly as was done. Following the flood, the permitting process was relaxed for a short time; Medford took advantage of this time to repair Jackson Road.

Council discussed the possibility of not rebuilding Beach Drive over the dam at that location. Some residents had expressed their desire to close the road, prior to the flood. This may provide the opportunity to grant their request.

PUBLIC COMMENT: Council and the public discussed the flood and related problems for a lengthy amount of time. Joe Maggalet, 236 Chippewa Trail, advised Council that the Colony had mapping available which might be useful with the reconstruction of the dams.

COUNCILMAN WOODEND – Mr. Woodend had no additional items for report at this time.

COUNCILMAN CASEY – Mr. Casey advised the public that Council would meet in Executive Session following the public portion of the meeting to discuss a Certified Municipal Financial Officer.

MAYOR WASSON – Mr. Wasson reported the new flashing lights have been installed on Stokes Road for traffic control of the school crossing area at Stokes Road and Minnetonka Trail.

The Medford Lakes Department of Public Works is back on it's winter schedule, with a working day from 7:30am to 3:30pm.

Wastewater Superintendent Paul Hayden is scheduled to have shoulder surgery. Assistant Superintendent Harry Walton will be responsible for the plant during Mr. Hayden's absence.

PAYMENT OF BILLS

Councilman Woodend made a motion, seconded by Mayor Wasson, to pay the bills on the Bill List.

VOTE TO PAY BILLS

Ayes: Wasson, Casey, Woodend

Nays: None

Motion carries

ADDITIONAL PUBLIC COMMENT

James Cottingham, 202 Tabernacle Road, asked the status of the Medford Lakes Country Club's plan to use reclaimed water to sprinkle the golf course greens. Council has not taken any action on the issue since the last time Mr. Cottingham attended a meeting.

VOTE TO ADJOURN TO EXECUTIVE SESSION

Councilman Casey made a motion, seconded by Councilman Woodend, to adjourn to Executive Session.

RESOLUTION 119 -04

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 in 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 is as follows:

PERSONNEL ISSUES REGARDING A CERTIFIED MUNICIPAL FINANCE OFFICER

2. That the Borough Council hereby declares that it's discussion of the aforementioned subject(s) may be made public at a time when the Borough Solicitor advised 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 APPROVE RESOLUTION 119-04

Ayes: Wasson, Casey, Woodend

Nays: None

Resolution 119-04 is approved

ADJOURNMENT

Following the Executive Session, Council returned to the open public meeting. No business was discussed and no action was taken. The Regular Council meeting was adjourned.

Respectfully submitted,

Richard Knight
Borough Manager