

**BOROUGH OF MEDFORD LAKES
REGULAR COUNCIL MEETING
NOVEMBER 2, 2006**

SPECIAL WORKSHOP

A workshop 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 6:40pm. Mayor Casey presided. The agenda for the meeting was to discuss bulk trash pickup and its inherent problems.

In attendance were Mayor Tim Casey, Councilman Gary Woodend, Manager Rich Knight, Solicitor Peter Lange, Medford Lakes Department of Public Works Superintendent Pat McCorrison, and Code Official Dave Crane. Councilman Paul Weiss arrived at approximately 6:45pm.

Council discussed the increased amount of bulk trash over the past few years and possible solutions, which included defining bulk trash, Refusing to pickup construction material at curbside, a fee for collection at curbside, and considered collection by zones and changing the large trash day from Friday to Monday.

Council had asked Superintendent McCorrison to have Saturday's trash taken to the dump at 6:00am on Monday mornings, to determine if it is a workable solution. Mr. McCorrison reported it went smoothly the two times since the last meeting.

Council directed Solicitor Lange to email them will possible definitive answers concerning the possibilities.

The meeting was recessed for ten minutes.

REGULAR COUNCIL MEETING

The Regular Meeting of the Borough Council of the Borough of Medford Lakes, New Jersey, was held in the Denby Annex of the Medford Lakes Colony beginning at 7:30pm. Mayor Casey presided and 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 Tim Casey, Councilman Paul Weiss, and Councilman Gary Woodend. Also present were Manager Rich Knight, Deputy Clerk Mark McIntosh, Solicitor Peter Lange, Police Chief Frank Martine and Squad Chief Rosemary Countess.

PUBLIC COMMENT

Sue Mattio, 121 Wagush Trail, showed Council pictures she had taken of four intersections in the Borough which she feels are extremely dangerous for pedestrians and motorists. The intersections were Wagush at Lenape, Powhatan at Pocahontas, Tabernacle at Trading Post Trail, and the corner of Tabernacle and McKendimen Roads. Some intersections needed weeds cut on Borough right-of-way, while others needed trees or shrubs cut on private property.

Council also discussed the pedestrian safety at the intersection of Minnetonka Trail and Stokes Road. Mrs. Mattio wants a pedestrian crossing there and has contacted the Burlington County Highway Engineer for consideration.

Mr. and Mrs. White, who live at the intersection of Tabernacle Road and McKendimen Road, previously offered part of their property for a pedestrian/bike pathway. The project is on hold until Lower Aetna dam construction is finished.

Several members of the public offered comments on intersections they feel are dangerous. Council reminded the public that Medford Lakes is unique in the layout of its trails and more than normal caution must be taken by all using them.

Police Chief Martine explained to Council that, when officers observe a site distance problem in the Borough, they complete an Incident Report, stating the location, the date, and the problem, and then forward the report to DPW.

Council directed the Police Department to continue their enforcement and to copy any Incident Reports to Code Official Crane and Manager Knight for site distance problems.

Council directed DPW Superintendent McCorrison to determine intersections that need weeds or brush cut back and to complete the work.

Council directed Manager Knight to discuss the puddle at the intersection of Tabernacle Road and Trading Post Trail. It was originally noted by Chief Martine soon after the flood in July, 2004, and submitted for remediation.

SPECIAL PRESENTATION

Paul Adison, architect for the Public Works facility, presented plans to Council for consideration, which included several pricing options. No official action was taken.

APPROVAL OF MINUTES

Mayor Casey made a motion, seconded by Councilman Weiss, to approve the minutes of the October 12, 2006, Regular Council Meeting and Workshop, with changes.

VOTE TO APPROVE MINUTES

Ayes: Casey, Weiss, Woodend

Nays: None

Minutes are approved

ORDINANCES

Mayor Casey introduced Ordinance 526, seconded by Councilman Weiss, on Second and Final Reading.

ORDINANCE 526

AN ORDINANCE AMENDING ORDINANCE 517 TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR UNION MEMBERS OF THE WASTEWATER UTILITY OF THE BOROUGH OF MEDFORD LAKES FOR THE YEAR 2006, AND SPECIFYING THE METHOD OF PAYMENT THEREOF

BE IT ORDAINED by the Borough Council of the Borough of Medford Lakes in the County of Burlington, and State of New Jersey, that Ordinance No. 517 of the Borough of Medford Lakes is hereby amended by supplementing the rates and salaries of the employees and officers listed under Section 1 herein.

Section 1. 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 Municipal Manager.

WASTEWATER TREATMENT UTILITY

Operators Assistant	Per hour	\$21.09
Laborers	Per hour	\$23.72

Section 2. All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. 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 January 1, 2006.

To date, Wastewater employees have not received the 2006 annual raise and retro checks because they are in contract negotiations. This ordinance allows the Salary Ordinance to be amended to allow for their pay increase and to receive their retro checks; negotiations are still progressing.

VOTE TO APPROVE ORDINANCE 526 ON SECOND READING

Ayes: Casey, Weiss, Woodend
Nays: None
Ordinance is approved

RESOLUTIONS

Councilman Woodend introduced Resolution 136-06, seconded by Councilman Weiss.

RESOLUTION 136-06

A RESOLUTION APPROVING THE BYLAWS OF THE SOUTHERN NEW JERSEY REGIONAL EMPLOYEE BENEFITS FUND

WHEREAS, the Borough of Medford Lakes is a member of the Southern New Jersey Regional Employee Benefits Fund, hereinafter the "FUND"; and

WHEREAS, recent changes in the state regulations and Fund practices require the Fund's bylaws to be revised; and

WHEREAS, after a public hearing conducted on July 24, 2006, the Board of Commissioners of the FUND recommends revised bylaws to the membership; and

WHEREAS, these revised bylaws must be ratified by at least three fourths of the members before they can become effective;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Medford Lakes that the revised bylaws are hereby ratified.

Manager Knight recommended approval of the by-laws.

Neither Councilman Weiss nor Councilman Woodend has read the by-laws, and announced they would be voting on the recommendation of Manager Knight.

VOTE TO APPROVE RESOLUTION 136-06

Ayes: Weiss, Woodend
Nays: None
Abstain: Casey
Resolution 136-06 is approved

Councilman Weiss introduced Resolution 137-06, seconded by Mayor Casey.

RESOLUTION 137-06

A RESOLUTION A RESOLUTION AUTHORIZING THE REFUND OF A PLUMBING AND STREET OPENING PERMIT

WHEREAS, on certain occasions a maintenance bond is required between a contractor and the Borough of Medford Lakes; and

WHEREAS, on October 10, 2006, the Construction Official authorized the refund of a Plumbing and Street Opening bond that is no longer required to be kept;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, that the following applicant receive a refund of their maintenance bond:

<u>APPLICANT</u>	<u>AMOUNT OF REFUND</u>	<u>PROJECT ADDRESS</u>
Lotierzo Construction 246 Shingowack Trail Medford Lakes, NJ 08055	\$750.00	148 Nantucket Trail

VOTE TO APPROVE RESOLUTION 137-06

Ayes: Casey, Weiss
Nays: None
Abstain: Woodend
Resolution 137-06 is approved

Mayor Casey introduced Resolution 138-06, seconded by Councilman Weiss.

RESOLUTION 138-06

A RESOLUTION AUTHORIZING THE REFUND OF AN OVERPAYMENT

WHEREAS, a refund is due an overpayment of 2006 Sewer Utility taxes as the result of a NJ FAIR REBATE overpayment; and

WHEREAS, the property is located at 210 Kihade Trail, Medford Lakes, New Jersey, also known as B: 30078, L: 3092; and

WHEREAS, a refund in the amount of \$98.18 should be granted to the property owner Matthew R. & Lorn Heidenreiter;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, that a check representing the overpayment amount of \$98.18 be dispensed to:

1. Matthew R. and Lorn Heidenreiter, 210 Kihade Trail, Medford Lakes, NJ 08055.

VOTE TO APPROVE RESOLUTION 138-06

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 138-06 is approved

Mayor Casey introduced Resolution 139-06, seconded by Councilman Weiss.

RESOLUTION 139-06

A RESOLUTION REQUESTING THE APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE MUNICIPAL BUDGET FOR THE YEAR 2006.

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Medford Lakes has received from the State of New Jersey Smart Future Award and wishes to amend its 2006 Budget to include this amount as a revenue;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Medford Lakes, in the County of Burlington, and State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2006 in the sum of \$48,000.00, which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

State and Federal Revenues Off-Set with Appropriations:

Smart Future Award; and

BE IT FURTHER RESOLVED that a like sum of \$48,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

- (a) Operations Excluded from 5% "CAPS"
Public and Private Program's Off-Set by Revenues
Smart Future Award; and

BE IT FURTHER RESOLVED that the Clerk of the Borough of Medford Lakes forward two copies of this resolution to the Director of Local Government Services.

The Smart Future Grant, in the amount of \$48,000, was awarded for use for Trading Post Way.

VOTE TO APPROVE RESOLUTION 139-06

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 139-06 is approved

Mayor Casey introduced Resolution 140-06, seconded by Councilman Weiss.

RESOLUTION 140-06

A RESOLUTION AUTHORIZING A LOAN AGREEMENT BETWEEN THE BOROUGH OF MEDFORD LAKES AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, the governing body of the Borough of Medford Lakes desires to further the public interest by obtaining a loan from the State of New Jersey in the amount of \$4,580,000.00 to fund the rehabilitation of the Upper Aetna Lake Dam;

NOW, THEREFORE, BE IT RESOLVED, the governing body resolves that Mayor Timothy S. Casey or the successor to the office of Mayor is authorized (a) to execute a loan agreement with the State for a loan in an amount not more than \$4,580,000.00, and (b) to execute any amendments thereto; and

The Borough of Medford Lakes Council authorizes and hereby agrees to complete the dam restoration project and reimburse the State in accordance with the terms and conditions of the loan agreement; and

The Borough of Medford Lakes agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

VOTE TO APPROVE RESOLUTION 140-06

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 140-06 is approved

Mayor Casey introduced Resolution 141-06, seconded by Councilman Woodend.

RESOLUTION 141-06

A RESOLUTION AUTHORIZING A LOAN AGREEMENT BETWEEN THE BOROUGH OF MEDFORD LAKES AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, the governing body of the Borough of Medford Lakes desires to further the public interest by obtaining a loan from the State of New Jersey in the amount of \$5,350,000.00 to fund the rehabilitation of the Lower Aetna Lake Dam;

NOW, THEREFORE BE IT RESOLVED, the governing body resolves that Mayor Timothy S. Casey or the successor to the office of Mayor is authorized (a) to execute a loan agreement with the State for a loan in an amount not more than \$5,350,000.00, and (b) to execute any amendments thereto; and

The Borough of Medford Lakes Council authorizes and hereby agrees to complete the dam restoration project and reimburse the State in accordance with the terms and conditions of the loan agreement; and

The Borough of Medford Lakes agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

Resolution 140-06 and Resolution 141-06, allow the Borough to draw down from State loan funds by the Submission of invoices, one for Upper Aetna and one for Lower Aetna.

Council discussed the loan repayment schedule

VOTE TO APPROVE RESOLUTION 141-06

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 141-06 is approved

Mayor Casey introduced Resolution 142-06, seconded by Councilman Woodend.

RESOLUTION 142-06

A RESOLUTION AUTHORIZING THE PARTICIPATION IN THE REGIONAL "BUCKLE UP SOUTH JERSEY" MOBILIZATION, NOVEMBER 13-17, 2006

WHEREAS, the Borough of Medford Lakes Police Department has applied for the regional "Buckle Up South Jersey" Mobilization, November 13-17, 2006, from the New Jersey Division of Highway Traffic Safety; and

WHEREAS, the State has awarded a grant to the Borough of Medford Lakes in the amount of \$2,000.00; and

WHEREAS, the grant will pay for police officers to work overtime to enforce laws affecting the safety and welfare of the streets of Medford Lakes and to encourage the public on the benefits of safety belt and child passenger seat restraint use; and

WHEREAS, through continued public awareness, education and enforcement of safety belt laws to increase usage, death and serious injury can be significantly reduced;

NOW, THEREFORE, BE IT RESOLVED, the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, hereby authorizes the Mayor and Clerk to sign the Grant Acceptance Conditions. By accepting the Grant, the Borough recognizes this statewide lifesaving opportunity,

and proclaims support for the "Buckle Up South Jersey" Mobilization November 13-17, 2006, for the efforts of the Police Department to increase awareness through enforcement and to increase compliance with the State Occupant Protection Laws within our community.

VOTE TO APPROVE RESOLUTION 142-06

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 142-06 is approved

Councilman Woodend introduced resolution 143-06, seconded by Mayor Casey, to authorize a loan agreement.

RESOLUTION 143-06

A CO-BORROWER'S RESOLUTION AUTHORIZING LOAN AGREEMENT BETWEEN MEDFORD LAKES COLONY AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, the governing body of the Borough of Medford Lakes desires to further the public interest by co-signing for a loan from the State of New Jersey to the Medford Lakes Colony in the amount of \$2,245,000.00 to fund lake dredging, restorations, stream cleaning, and de-snagging of Upper and Lower Aetna Lakes, Mirror Lakes, and Haines Creek in Jackson Memorial Park; and

WHEREAS, the governing body hereby resolves that Richard J. Knight, as Borough Clerk (Acting), or the successor to the office of Borough Clerk, is authorized (a) to execute a loan agreement as the co-borrower with the State for a loan in an amount not more than \$2,245,000.00 to be made to the Medford Lakes Colony, and (b) to execute any amendments thereto;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey authorizes, and hereby agrees to complete the lakes dredging, stream cleaning and de-snagging project and reimburse the State in accordance with the terms and conditions of the loan agreement in the event of a default on the part of the Medford Lakes Colony; and

BE IT FURTHER RESOLVED that the Borough of Medford Lakes agrees to comply with all applicable federal, state, and municipal laws, rules and regulations in its performance pursuant to the agreement.

Council voted for approval of the resolution under the Doctrine of Necessity, as all three members of Council are also members of the Medford Lakes Colony.

VOTE TO APPROVE RESOLUTION 143-06

Ayes: Casey, Woodend

Nays: None

Abstain: Weiss

Resolution 143-06 is approved

OLD BUSINESS

SPECIAL REFERENDUM VOTE - Council approved Ordinance 524 on Second and Final Reading on September 14, 2006, to purchase the Easi property at the corner of Stokes Road and Lenape Trail. Following that, a petition was circulated and signed calling for a referendum on the purchase of the property. A referendum vote is now needed to continue the purchase process. It is too late to have a referendum vote put on

this year's ballot for the November 7th election. The referendum would have to wait until November 2007, or be addressed by a special election. Medford Lakes could possibly piggy-back on a special school board election being held in Hainesport; this would allow the Borough to share expenses with Hainesport.

Council directed Manager Knight to obtain a cost figure from Hainesport for piggy-backing on their school board election.

Solicitor Lange advised he received an extension of the contract until December 31, 2006.

Council directed Solicitor Lange to ask Mr. Easi for an extension of the contract.

The Borough needs a commercial property appraisal for the designated corner property.

Council directed Manager Knight to get the name of a commercial appraiser from Solicitor Lange and get estimates.

Council reported a "No Further Action" report was received from the DEP for the soil; however, one is still needed for the ground water.

As it stands, the Borough needs to determine election expenses, determine a time frame for testing, determine funding and where to find it, and obtain an extension from Mr. Easi.

OAKS HALL – contractor JD Lawrence has finished the footings and they have been inspected by Borough Building Official Tom Heck and project architect Rick Ragan. The next step is the delivery of the logs. Manager Knight advised the logs can be here the week before or the week after Thanksgiving, November 23, 2006.

Council and Manager Knight discussed at length how the bid specs should be put together and the bidding process.

Councilman Woodend made a motion, seconded by Mayor Casey, to have Manager Knight direct Mr. Ragan to prepare bid specs for all work required to put the structure under roof, to include trusses, sheathing, and the roof itself.

RESOLUTION 144-06

A RESOLUTION AUTHORIZING THE MANAGER TO DIRECT THE ARCHITECT TO SOLICIT ROOF TRUSS, SHEATHING AND ROOF SHINGLE BIDS FOR THE OAKS HALL PROJECT

WHEREAS, the governing body of the Borough of Medford Lakes authorizes the Borough Manager to direct the architect, Regan Design Group to solicit bids for roofing, sheathing and roof trusses for the Oaks Hall Project;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Medford Lakes, County of Burlington, and State of New Jersey authorizes, the Borough Manager Richard J. Knight and Regan Design Group to solicit bids for Roof Trusses, Sheathing and Roof Shingles.

VOTE TO APPROVE RESOLUTION 144-06

Ayes: Casey, Woodend
Nays: Weiss
Resolution 144-06 is approved

Councilman Weiss voted nay; he wants the Borough to employ a general contractor.

Mayor Casey made a motion, seconded by Councilman Woodend, to authorize a contract, in an amount not to exceed \$6,000, to Ragan Design.

RESOLUTION 145-06

A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN ONTRACT FOR CONSTRUCTION MANAGEMENT SERVICES TO RAGAN DESIGN GROUP

WHEREAS, the governing body of the Borough of Medford Lakes has a need to acquire construction services associated with the Oaks Hall Project as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the finance officer has determined and certified in writing that the value of the acquisition will exceed \$17,500 in the aggregate; and

WHEREAS, the performance of these services require knowledge of an advanced type in a field of learning pursuant to N.J.S.A. 40A: 11-2(6); and

WHEREAS, Ragan Design Group is qualified to perform these services; and

WHEREAS, Ragan Design Group has completed and submitted a Business Entity Disclosure Certification which certifies that Ragan Design Group has not made any reportable contributions to a political or candidate committee in the Borough of Medford Lakes in the previous one year, and that the contract will prohibit Ragan Design Group from making any reportable contributions through the term of the contract; and

WHEREAS, the finance officer of the Borough has certified the availability of funds;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Medford Lakes, County of Burlington, and State of New Jersey that Ragan Design Group, Jackson Commons, 30 Jackson Road, Suite C-3, Medford, NJ, 08055, is awarded a professional services contract through a non-fair and open process pursuant to the provisions of N.J.S.A. 19:44A-20.5 not to exceed \$6,000.

VOTE TO APPROVE RESOLUTION 145-06

Ayes: Casey, Weiss, Woodend
Nays: None
Resolution 145-06 is approved

Mayor Casey made a motion, seconded by Councilman Woodend, to prepare bid specs for a general contractor for bids for completion of the building for occupancy.

Following discussion, Mayor Casey withdrew his motion, seconded by Councilman Woodend.

Council directed Manager Knight to consult with Heartbilt to determine if the logs would be negatively impacted by erecting them without the roof.

DAM RECONSTRUCTION – Solicitor Lange is finalizing the easements needed to complete the project. While he is waiting for the signatures, the project is being delayed.

Council directed Manager Knight to ask CFO Condo and a representative of Alaimo to attend the next Regular Meeting on November 16, 2006.

EMPLOYEE HANDBOOK – Councilman Weiss is still reviewing the first part of the handbook provided by the MEL.

MLCC WATER RECLAMATION – Manager Knight advised he was contacted by a representative of the Medford Lakes Country Club, who stated the club is still interesting in pursuing the water reclamation project. Alaimo's outstanding bill has been paid by the MLCC, which had been a long standing holdup. A Memo of Understanding is in place. Council decided not to start negotiations until after the first of the year.

Council directed Manager Knight to pull the file and copy Council, and to add the item to the pending list next spring.

NEW BUSINESS

Medford Lakes Emergency Squad Chief Rosemary Countess was present at the meeting at Council's request. Councilman Woodend has been in discussions with Medford Township concerning possible daytime squad coverage in the Borough, to supplement the ML EMS.

Mrs. Countess provided Councilman Woodend with a call sheet report and indicated she is not in favor of having Medford as the primary daytime squad. Council discussed having Medford Lakes tapped out first with Medford as a second call. Mr. Woodend will ask Medford Director of Public Safety about tap out times, priority calls, and options for callouts.

CORRESPONDENCE

Manager Knight announced Council is registered and he has name tags for the League of Municipalities convention in Atlantic City.

REPORTS

SOLICITOR – Mr. Lange advised Council of the need for an Executive Session.

ADMINISTRATION – CFO Condo is working on preliminary budget issues. Budget transfers will be ready for Council at the next meeting.

PUBLIC SAFETY – As discussed above, Mr. Woodend will ask Medford Director of Public Safety about tap out times, priority calls, and options for callouts.

Council directed Manager Knight to speak with Tax Assessor Doug Kolton concerning his reports and to determine whether or not he is performing in the best interest of the Borough.

Also, Mr. Knight should determine what reports Mr. Kolton does for the other towns in which he works and obtain copies of those reports.

PAYMENT OF BILLS

Mayor Casey discussed consolidation of computer access. He would like to hire a consultant for computer access and have the information ready for inclusion in the new municipal building.

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

VOTE TO APPROVE PAYMENT OF BILLS

Ayes: Casey, Weiss, Woodend

Nays: None

Payment of Bill List is approved

ADJOURNMENT TO EXECUTIVE SESSION

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

RESOLUTION 146-06

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. 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:

**MADDEN LITIGATION
EASI PROPERTY**

2. 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; and

3. 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 ADJOURN TO EXECUTIVE SESSION

Ayes: Casey, Weiss, Woodend

Nays: None

Meeting adjourned to Executive Session at 11:25pm.

RETURN TO REGULAR MEETING

Mayor Casey made a motion, seconded by Councilman Woodend, to return to the Regular Council Meeting. Official action may be taken.

VOTE TO RETURN TO REGULAR COUNCIL MEETING

Ayes: Casey, Weiss, Woodend

Nays: None

Motion carries

ADJOURNMENT

Mayor Casey made a motion, seconded by Councilman Woodend, to adjourn the meeting.

VOTE TO ADJOURN

Ayes: Casey, Weiss, Woodend

Nays: None

Meeting adjourned

Respectfully submitted,

Richard Knight
Acting Borough Clerk