

BOROUGH OF MEDFORD LAKES
FEBRUARY 8, 2007

WORKSHOP SESSION

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 6:30pm. Mayor Casey presided.

In attendance were Mayor Tim Casey, Councilman Paul Weiss, Councilman Gary Woodend, Solicitor Peter Lange, Manager Richard Knight, Deputy Clerk McIntosh, and Medford Lakes CFO Donna Condo.

CFO Condo provided Council with a summary of budget items and early recommendations for potential cuts. The budget still needs to be cut by \$165,000 to maintain a zero per cent tax increase. All departments were asked to reduce their proposed budgets and some progress has been made.

In 2005, the Borough received \$300,000 in extraordinary aid and \$250,000 in \$2006. The amount of aid, if any, for 2007 is not yet known.

Council directed Manager Knight to discuss the cost of leaf collection in the Borough with Public Works superintendent Pat McCorristan.

REGULAR 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 Gary Woodend, and Councilman Paul Weiss. Also present were Manager Rich Knight, Deputy Clerk Mark McIntosh, Solicitor Peter Lange, and Police Chief Frank Martine.

PUBLIC COMMENT

There was no public comment at this time.

APPROVAL OF MINUTES

Mayor Casey made a motion, seconded by Councilman Woodend, to approve the minutes of the budget work session on January 20, 2007.

VOTE TO APPROVE MINUTES

Ayes: Casey, Weiss, Woodend

Nays: None

Minutes are approved

Mayor Casey made a motion, seconded by Councilman Woodend, to approve the minutes of the budget workshop and Regular Meeting on January 25, 2007.

VOTE TO APPROVE MINUTES

Ayes: Casey, Weiss, Woodend

Nays: None

Minutes are approved

RESOLUTIONS

Mayor Casey introduced Resolution 41-07, seconded by Councilman Woodend.

RESOLUTION 41-07

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE MOSQUITO SPRAYING AGREEMENT

WHEREAS, the County of Burlington, Department of Highway, Division of Mosquito Control will be conducting aerial Larval Mosquito Control in the Borough of Medford Lakes; and

WHEREAS, the insecticides and aircraft to be used are approved and licensed aerial applicators;

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Medford Lakes, of the County of Burlington, in the State of New Jersey, that the Mayor is authorized to execute an agreement with the Burlington County Mosquito Commission.

VOTE TO APPROVE RESOLUTION 41-07

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 41-07 is approved

Mayor Casey introduced Resolution 42-07, seconded by Councilman Weiss.

RESOLUTION 42-07

A RESOLUTION AUTHORIZING THE EXECUTION OF A NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS SMART FUTURE GRANT AGREEMENT

WHEREAS, the Borough of Medford Lakes has received a grant from the New Jersey Department of Community Affairs for \$48,000.00 (forty-eight thousand dollars) to carry out a project with a SMART GROWTH 2006 GRANT APPLICATION; and

WHEREAS, this award will provide funding to assist in the preparation of a Community Design Plan Element and CBD Redevelopment Plan;

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

1. the Borough of Medford Lakes does hereby authorize the execution of the grant: and

2. the Borough of Medford Lakes recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant application; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Medford Lakes and the New Jersey Department of Community Affairs; and

BE IT FURTHER RESOLVED that the persons whose names, titles and signatures appear below are authorized to sign the application and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

VOTE TO APPROVE RESOLUTION 42-07

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 42-07 is approved

OLD BUSINESS

DAMS – the pug mill has arrived and is at L&L Concrete on Route 206 in Vincentown. At the present time, some excavation is being done and the plan is to start pouring concrete mid-March. A test bed is being created at L&L.

The easement issues with the Fishmans and the Lattis have resulted in license agreements, allowing for work to start prior to reaching any agreement on the easements. An easement with the Colony is still needed.

A settlement has been reached in the Quogue Dam litigation.

CFO Condo previously prepared an analytical report on the status of FEMA reimbursements.

Council directed Ms. Condo to prepare a monthly report for Council, reflecting a status report of the dam reconstruction, billing, reimbursements, and any other financial matters concerning the work.

Council directed Manager Knight to keep Council apprised of the status of the FEMA project worksheets

Council wants a more aggressive stance taken on obtaining reimbursements.

OAKS HALL – roofing contractor D.A. Nolt spoke with Heartbilt president Dwayne Hansen and architect Rick Ragan. The Heartbilt shop drawings have some revisions and need to be signed off on by a New Jersey certified architect.

The roof trusses have not yet been constructed; the logs will not be delivered until the trusses are at the site. Heartbilt wants to use the crane supplied by D.A. Nolt.

Council directed Manager Knight to provide them with an **EXACT** date on which construction is to begin.

NEW BUSINESS

There was no other new business for discussion.

CORRESPONDENCE

There was no correspondence, with the exception of what was provided to Council in their packets.

REPORTS

MANAGER – Mr. Knight reported the dual EMS coverage with Medford Township is scheduled to start on February 12, 2007.

Manager Knight and Councilman Weiss attended a JIF conference; the Borough receives a monetary credit against the cost of coverage as a result of their participation.

The bid openings were held for the sewer emergency specs and the Trading Post Way intersection specs. Manager Knight hopes to have the bid award resolutions prepared for the next Regular Council Meeting.

SOLICITOR – Mr. Lange's remarks will be addressed in Executive Session.

PUBLIC SAFETY – Fire Chief McIntosh previously discussed his budget with Councilman Woodend. He is concerned with the possibility of budget cuts for his department and how they would affect training and operations in his department, many of which are mandated.

Police Chief Martine reported the site distance problem at the Beach Drive pumping station is being addressed.

Chief Martine sent a letter to the Burlington County Highway Department concerning the Tabernacle Road bridge. The decking vibrates when crossed by large vehicles, causing the asphalt above it to break away. This creates a hazardous condition. The County has yet to take any action and has determined the bridge is not hazardous.

Solicitor Lange will contact Borough Engineer Wayne Simpson to determine if everything that can be done has been done. He will then contact the County Solicitor concerning the problem.

Council directed Manager Knight to contact DPW Superintendent McCorristan concerning the draining problem at the intersection of Tabernacle Road and Trading Post Way.

ADMINISTRATION – the final budget work session will be held on February 17, 2007, at 8:00am in the fire house.

PUBLIC WORKS – nothing else to report.

PAYMENT OF BILLS

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

VOTE TO APPROVE PAYMENT OF BILLS

Ayes: Casey, Weiss, Woodend

Nays: None

Bill List is approved for payment

ADJOURNMENT TO EXECUTIVE SESSION

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

RESOLUTION 43-07

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 Saipe Lake litigation, Easi property litigation, Madden litigation, and other flood litigation; and
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

Resolution 43-07 is approved

RETURN TO REGULAR COUNCIL MEETING

Mayor Casey made a motion, seconded by Councilman Woodend, to return to the Regular Council Meeting. No official action will 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
Borough Manager