

**BOROUGH OF MEDFORD LAKES  
REGULAR COUNCIL MEETING  
JUNE 14, 2007**

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. Following the Pledge of Allegiance, Mayor Casey 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.

In attendance were Mayor Casey, Councilman Weiss, and Councilman Woodend. Also present were Manager Knight, Deputy Clerk McIntosh, and Solicitor Lange.

Council and the public observed a moment of silence to honor those service men and women currently in harm's way overseas.

**PUBLIC COMMENT**

*Mr. Aromando, 285 Shingowack Trail, reported he was recently heard on his tax appeal at the County. At the meeting, he asserts Borough Tax Assessor Doug Kolton, made false statements. Mr. Aromando wants a letter of apology from Mr. Kolton and a letter to the tax board with clarifications to Mr. Kolton's statement. Solicitor Lange advised Mr. Aromando that the comments were not a personal attack*

Council directed Manager Knight to notify Mr. Kolton of Mr. Aromando's comments. Barring that, the problem is between the two; Council cannot compel Mr. Kolton to take any action.

*Joe Aromando, 285 Shingowack Trail, asked about the success of the gypsy moth spraying recently completed in the Borough. He found white dots on the paint of his car; no one else reported a problem with residue. The Department of Agriculture makes the determination where to spray; spraying was done by the State and a follow up fly over will be done at the end of the summer.*

*Mike Powers, 19 Onondago Trail, asked about the cost of spraying; the Borough is paying \$12,500. The State claims a 60% kill rate.*

**APPROVAL OF MINUTES**

Mayor Casey made a motion, seconded by Councilman Woodend, to table approval of the minutes.

VOTE TO TABLE APPROVAL OF MINUTES

Ayes: Casey, Weiss, Woodend

Nays: None

Approval of minutes is tabled

**ORDINANCES**

Mayor Casey introduced Ordinance 535, seconded by Councilman Weiss, on Second and Final Reading.

**ORDINANCE 535**

**AN ORDINANCE TO PROVIDE FOR AND DETERMINE 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, New Jersey that:

**Section 1.** The salary stated here is the maximum rate. Employees may be paid up to this amount at the discretion of the Municipal Manager.

**ADMINISTRATION**

<u>Title</u>	<u>Maximum Compensation Exclusive of Overtime</u>
Municipal Court Sound Recording Monitor	50.00 per Court Session

Overtime compensation for clerical assistants for hours worked in excess of the regular workweek (35 Hours) shall be at time and one-half rate.

**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 fixed by the foregoing section of this Ordinance shall be respectively in lieu of any and all fees which the respective incumbents of said office might otherwise be entitled by Statute or otherwise by virtue of said office, which fees shall immediately upon collection thereof be paid over to the Chief Finance Officer of the Borough.

**Section 5.** All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

**Section 6** 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, 2007.

*PUBLIC COMMENT: None*

**VOTE TO APPROVE ORDINANCE 535 ON SECOND READING**

Ayes: Casey, Weiss, Woodend

Nays: None

Ordinance 535 is approved

**CONSENT AGENDA RESOLUTIONS**

“Consent Agenda” items are considered to be routine and will be enacted with a single motion; any items requiring expenditure are supported with a Certification of Availability of Funds from the Chief Financial Officer; any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in full in the minutes.

Mayor Casey introduced Resolution 89-07, seconded by Councilman Weiss.

**RESOLUTION 89-07**

**A RESOLUTION AUTHORIZING THE PARTICIPATION IN THE STATE "CLICK IT OR TICKET 2007" CAMPAIGN, MAY 21 THROUGH JUNE 3, 2007**

**WHEREAS**, the Borough of Medford Lakes Police Department has applied for participation in the Click It Or Ticket 2007 Campaign from May 21 through June 3, 2007, sponsored by 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 \$4,000.00; 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, and 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 “Click It or Ticket” Campaign May 21 through June 3, 2007, 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 89-07

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 89-07 is approved

Mayor Casey introduced Resolution 93-07, seconded by Councilman Weiss.

**RESOLUTION 93-07**

**A RESOLUTION AUTHORIZING TEMPORARY TRAFFIC REGULATIONS**

**WHEREAS**, on July 4, 2007, the residents of Meeshaway Trail will hold a Block Party; and

**WHEREAS**, said residents would like to close a specified trail within the Borough to enable safe pedestrian passage; and

**WHEREAS**, N.J.R.S. 39:4-197.3 provides that “the governing body of any municipality may, upon the adoption of a resolution declaring that an emergency or temporary condition dictates adoption of special traffic regulations within the scope of any of the items listed in subparagraph (1) b through h, (2) and (3) revised Statutes 39:4-197”; and

**WHEREAS**, it is in the best interest of public safety that special traffic regulations be imposed during the period of time during which the block parties are to be held;

**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 Council of the Borough of Medford Lakes does hereby find and declare that a temporary condition dictates adoption of special traffic regulations within the scope of N.J.R.S. 39:4-197(1)e; and
2. pursuant to N.J.R.S. 39:4-197(1)e, the following trail shall be closed to vehicular traffic:

**Meeshaway Trail between Piute and Sitting Bull Trails; and**

3. the aforementioned street closing shall be between 9:00am and 9:00pm; and

4. block party contact persons Steve Denham of 643 Medford Leas, Medford, NJ, and Paul Rogers, 133 Meeshaway Trail, Medford Lakes, NJ, shall be responsible for contacting the Medford Lakes Department of Public Works to obtain and return barricades; and

5. the Chief of Police of the Borough of Medford Lakes is hereby ordered and directed to take all actions appropriate and necessary for the implementation of the foregoing temporary traffic regulations.

### **RESOLUTIONS**

Mayor Casey introduced Resolution 90-07, seconded by Councilman Weiss.

#### **RESOLUTION 90-07**

#### **A RESOLUTION OF THE BOROUGH OF MEDFORD LAKES COUNCIL AUTHORIZING THE BOROUGH TO ENTER INTO AN INTERLOCAL SERVICE AGREEMENT WITH EVESHAM TOWNSHIP FOR USE OF A MOVIE TRUCK**

**WHEREAS**, in accordance with the Interlocal Services Act, N.J.S.A. 40:8A-1, et seq., municipal bodies, authorities and school districts desiring to provide or exchange services on behalf of each other may do so by contract; and

**WHEREAS**, the Township of Evesham owns and operates a movie truck which is used to project motion pictures for the entertainment of its citizens at outdoor events; and

**WHEREAS**, the Borough of Medford Lakes is in close proximity to Evesham Township; and

**WHEREAS**, the Borough of Medford Lakes has an interest in providing public entertainment for its citizenry; and

**WHEREAS**, the Borough of Medford Lakes has reviewed the potential cost savings that may be realized from utilizing the Evesham Township movie truck rather than purchasing and operating a movie truck of its own; and

**WHEREAS**, funds are available for this purpose; and

**WHEREAS**, it is appropriate to enter into an interlocal service agreement for the use of Evesham Township's movie truck;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Medford Lakes this 14<sup>th</sup> day of June 2007, that the Interlocal Services Agreement for the use of the Evesham Township movie truck is approved; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby directed and authorized pursuant to N.J.S.A. 40:8A-1 to enter into the attached Interlocal Service Agreement covering the use of the movie truck of Evesham Township.

A long discussion ensued about the details of the agreement with Evesham Township, who would do the labor, insurance implications, cost, and any restrictions for viewing by residents.

**VOTE TO APPROVE RESOLUTION 90-07**

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 90-07 is approved

Mayor Casey introduced Resolution 91-07, seconded by Councilman Woodend.

**RESOLUTION 91-07**

**A RESOLUTION AUTHORIZING THE RENEWAL OF A PLENARY RETAIL ALCOHOLIC BEVERAGE LICENSE TO THE MEDFORD LAKES ENTERPRISES, DBA P.J. WHELIHAN'S**

**WHEREAS**, Medford Lakes Enterprises, dba P.J. Whelihan's has duly complied with the requirements of the State law relative to the renewal of a Retail Liquor License; and

**WHEREAS**, the Chief of Police has advised Council that following his investigation, there have been no problems associated with the retail license; and

**WHEREAS**, said Medford Lakes Enterprises, dba P.J. Whelihan's, is known by the Mayor and Council to be a fit and competent party to receive a license;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Medford Lakes, County of Burlington, and State of New Jersey that, upon payment by the Medford Lakes Enterprises, dba P.J. Whelihan's to the Chief Finance Officer of the fee provided by Ordinance, the Borough Clerk is hereby authorized and directed to issue and deliver unto said Medford Lakes Enterprises, dba P.J. Whelihan's a license #0321-33-001-002. The license to be named therein is Medford Lakes Enterprises, dba P.J. Whelihan's. The location of the Licensee's premises is Medford Lakes Enterprises, dba P.J. Whelihan's, Stokes Road, Medford Lakes, New Jersey. The License shall be effective July 1, 2007. Also, the license shall run until June 30, 2008 unless revoked prior thereto for cause.

**VOTE TO APPROVE RESOLUTION 91-07**

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 91-07 is approved

**Resolution 92-07 is postponed.**

Mayor Casey introduced Resolution 94-07, seconded by Councilman Weiss.

**RESOLUTION 94-07**

**A RESOLUTION APPROVING CHANGE ORDER NOS. 1,2,3,4 & 5, FOR THE PROJECT KNOWN AS ROOF TRUSSES, SHEATHING, ET AL, AMENDING THE CONTRACT WITH D.A. NOLTE, INC. FROM \$198,860.00 TO \$223,699.38, AN INCREASE OF \$24,839.38**

**WHEREAS**, Change Order Nos. 1,2,3,4 & 5 for the project known as Roof Trusses, Sheathing, Et al, was developed to provide for labor, quantity adjustments and other materials to complete the project; and

**WHEREAS**, Change Order Nos. 1,2,3,4 & 5, dated June 13, 2007, amends the contract with D.A. NOLTE, INC. from \$198,860.00 to \$223,699.38, a increase in the contract of \$24,839.38; and

**WHEREAS**, the Project Architect, Ragan Design Group, recommends approval of said change orders; and

**WHEREAS**, the chief financial officer has certified the availability of funds;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Medford Lakes, County of Burlington, and State of New Jersey, that Change Order Nos. 1, 2, 3, 4 & 5 are hereby approved; and

**BE IT FURTHER RESOLVED** that Change Order Nos. 1, 2, 3, 4 & 5 amends the contract price from \$198,860.00 to \$223,699.38, a increase in the contract of \$24,839.38; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized to execute the necessary documents relative to this change order attached.

VOTE TO APPROVE RESOLUTION 94-07

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 94-07 is approved

**OLD BUSINESS**

**EMPLOYEE POLICIES & PROCEDURES MANUAL** – the manual is complete; a copy will be forwarded to the JIF.

Councilman Woodend introduced Resolution 95-07, seconded by Councilman Weiss, to adopt the Policies and Procedures Manual.

**RESOLUTION 95-07**

**A RESOLUTION ADOPTING PERSONNEL POLICIES AND PROCEDURES**

**WHEREAS**, it is the policy of the Borough of Medford Lakes to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act,

the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

**WHEREAS**, the Borough Council has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council that the Personnel Policies and Procedures Manual attached hereto is hereby adopted; and

**BE IT FURTHER RESOLVED** that these personnel policies and procedures shall apply to all Borough of Medford Lakes officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail; and

**BE IT FURTHER RESOLVED** that this manual is intended to provide guidelines covering public service by Borough of Medford Lakes employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Borough Council; and

**BE IT FURTHER RESOLVED** that, to the maximum extent permitted by law, employment practices for the Borough of Medford Lakes shall operate under the legal doctrine known as “employment at will”; and

**BE IT FURTHER RESOLVED** that the Borough Manager and all managerial/supervisory personnel are responsible for the enforcement of these employment practices. The Borough Clerk and the Borough Solicitor shall assist the Borough Manager in the implementation of the policies and procedures in this manual.

VOTE TO APPROVE RESOLUTION 95-07

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 95-07 is approved

**DAM RECONSTRUCTION** – asphalt on Lower Aetna is expected to be completed by July 15, 2007, and on Upper Aetna by August 15, 2007. The parking lot across from Beach One will be in use by construction vehicles until after Labor Day.

Council discussed the spillway and lagoon on Lower Aetna Lake by the Latti residence.

Northeast Remsco has asked for an extension on construction deadline.

Council directed Manager Knight to determine exactly what caused each delay.

**TRADING POST WAY & BALLINGER WALKWAY** – the work is coordinated with the work on the dams by Northeast Remsco. The contract has been awarded.

Council directed Manager Knight to find out whether or not they need to authorize the final design.

The Medford Lakes Colony Camp needs to use Trading Post Way during camp in July. Work on the project is scheduled to start in August.

**OAKS HALL** – Code Official Tom Heck inspected the building and has some concerns about the hurricane clips, insulation, and back wall bracing.

The windows will take four to six weeks to deliver following the order. The Purchase Order has not been issued yet. Manager Knight will talk to Rick Ragan to determine if he has any problems with the windows and will report to Council on his findings.

The contract for the general contractor will be awarded in August. A separate bid will be required for the site finishing work.

**DPW** – the second floor of the building is now empty. The old police uniforms were burned. Superintendent McCorrison is obtaining quotes for redirecting the utilities.

**STORM WATER MANAGEMENT** – Solicitor Lange reported the paperwork has been sent as requested, with the disclaimer of any wrongdoing. Alaimo is monitoring the situation.

### **NEW BUSINESS**

**EASEMENT REQUEST** – the Medford Lakes Colony has applied for an easement for the property at Beach 3, where a new pavilion was built partially on Borough property. If the easement is granted, the Colony will not have to move or tear down the pavilion.

The Colony is on the agenda for the next Planning Board Meeting to request a set-back variance; the variance is not contingent on the easement.

Council directed Manager Knight to obtain a more current survey.

Council directed Solicitor Lange to prepare an ordinance for First Reading for the next Council Meeting on June 28, 2007.

Councilman Woodend made a motion, seconded by Mayor Casey, to direct the Planning Board to consider the Colony's application for a variance, with the assumption that the Borough will grant the easement.

### **RESOLUTION 96-07**

#### **A RESOLUTION DIRECTING THE PLANNING BOARD TO CONSIDER THE MEDFORD LAKES COLONY'S APPLICATION FOR A VARIANCE**

**WHEREAS**, the Governing Body of the Borough of Medford Lakes will introduce Ordinance Number 536 at a regular scheduled meeting June 28, 2007; and

**WHEREAS**, Ordinance Number 536 is to grant an easement to Medford Lakes Colony for recreational purposes pursuant to N.J.S.A. 40A:12-21(k);

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council of the Borough of Medford Lakes, County of Burlington, and State of New Jersey, that the Planning Board is directed to consider the Colony's application for a variance, with the assumption that the Borough will grant the easement.

#### **VOTE TO APPROVE MOTION**

Ayes: Casey, Weiss, Woodend

Nays: None

Motion carries

The members of Council voted under the **DOCTRINE OF NECESSITY**; all three are Colony members.

**CLERK'S POSITION** – the Borough needs to hire a certified clerk. Possible candidates include former Borough Clerk Julie Keizer, former Shamong clerk Lynn Heinold, and the current Tabernacle clerk, LaShawn Ruffin. The position is a three-year appointment.

Council directed Manager Knight to contact Mr. Heinold about the position.

Council directed Solicitor Lange to contact the DCA to find out about a deadline for hiring a clerk.

**PUBLIC DEFENDER VACANCY** – Peter Nelson resigned as Borough public defender.

Councilman Woodend made a motion, seconded by Mayor Casey, to appoint Annmarie Emmons as the Borough's public defender and James Fattorini as the substitute.

**RESOLUTION 97-07**

**APPOINTMENT OF A PUBLIC DEFENDER AND SUBSTITUTE PUBLIC DEFENDER**

**WHEREAS**, the Borough of Medford Lakes has a need to acquire a public defender and substitute public defender pursuant to the provisions of N.J.S.A. 40A: 11-2(6); and

**WHEREAS**, the anticipated term of this contract is for the remainder of year 2007; and

**WHEREAS**, the certification of the availability of funds requirements per N.J.A.C. 5:30-5.4 has been met; and

**WHEREAS**, this is a professional services contract rendered or performed by a person authorized to practice a recognized profession, whose practice is regulated by law and requires knowledge of an advanced type in accordance with N.J.S.A. 40A: 11-2(6); and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Medford Lakes, and State of New Jersey that Ann Marie Emmons, Esq. be and hereby is appointed public defender and James D. Fattorini, Esq. be and hereby is appointed substitute public defender, both positions of the Borough of Medford Lakes for the term ending December 31, 2007; and

**BE IT FURTHER RESOLVED** that this appointment and contract be and is made in accordance with and subject to the provisions of Public Law 1996, Chapter 95, Mandatory Affirmative Action Language and Mandatory Americans with Disabilities Act Language.

**VOTE TO APPROVE RESOLUTION 97-07**

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 97-07 is approved

Councilman Woodend made a motion, seconded by Mayor Casey, to set the public defender's salary at \$1,650.00.

**VOTE TO APPROVE MOTION**

Ayes: Casey, Weiss, Woodend

Nays: None

Motion carries

**MASTER PLAN** – the Medford Lakes Planning Board asked Council to authorize a re-examine the Borough's master plan.

The Easi property is zoned residential and should be evaluated.

Mayor Casey made a motion, seconded by Councilman Weiss, to authorize the Planning Board to complete a general re-examination of the master plan.

**RESOLUTION NUMBER 98-07**

**A RESOLUTION AUTHORIZING THE PLANNING BOARD TO CONDUCT A MASTER PLAN PERIODIC REVIEW**

**WHEREAS**, the Governing Body of the Borough of Medford Lakes is required at least every six (6) years, provide for a general reexamination of its master plan and development regulations in accordance with N.J.S.A. 40:55D-89; and

**WHEREAS**, the Planning Board shall prepare and adopt by resolution a report on the findings of such reexamination, a copy of which report shall be sent to the County Planning Board; and

**WHEREAS**, a notice that the report and resolution have been prepared shall be sent to the Municipal Clerk of each adjoining municipality;

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council of the Borough of Medford Lakes, County of Burlington, and State of New Jersey hereby authorizes the Planning Board to complete a general reexamination of its master plan and development regulations in accordance with N.J.S.A. 40:55

**VOTE TO APPROVE RESOLUTION 98-07**

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 98-07 is approved

**CORRESPONDENCE**

Mayor Casey received a letter advising that Tabernacle Township was awarded an \$18,000 grant for reviewing fire response and joint services with Shamong Township and Medford Lakes.

**REPORTS**

**MANAGER** – Mr. Knight advised Council that Police Chief Frank Martine has completed the FBI’s National Academy at Quantico, VA.

Manager Knight attended a three-day risk management conference in Boston.

**SOLICITOR** – Mr. Lange advised Council that the litigation with Jim Madden has been resolved, with the Borough paying \$44,000 for his out of pocket expenses.

The police department was able to have Mr. Madden return a laptop computer provided to him for the work at the Oaks Hall site.

**ADMINISTRATION** – nothing else to add to items already covered.

**PUBLIC WORKS** - nothing else to add to items already covered.

**PUBLIC SAFETY** - nothing else to add to items already covered.

**PAYMENT OF BILLS**

Councilman Woodend made a motion, seconded by Mayor Casey, 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 99-07**

**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 Easi property and Sapi Lake litigation.

**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 a professional services contract; 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

Meeting adjourned

**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

