

**BOROUGH OF MEDFORD LAKES
REGULAR COUNCIL MEETING
JANUARY 31, 2008**

The Regular Meeting of the Borough Council of the Borough of Medford Lakes, New Jersey, was held on the above date in the Demby 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 Julie Keizer, Interim Manager McIntosh, Solicitor Lange, and Chief Martine.

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

APPROVAL OF MINUTES

Mayor Casey made a motion, seconded by Councilman Weiss, to approve the minutes of the January 8, 2008 Executive Session Minutes, with the redaction of applicants' names.

VOTE TO APPROVE EXECUTIVE MINUTES FOR JANUARY 8, 2008

Ayes: Casey, Weiss, Woodend

Nays: None

Minutes are approved

Mayor Casey made a motion, seconded by Councilman Weiss, to approve the minutes of the January 10, 2008 Executive Session Minutes, with the redaction of applicants' names.

VOTE TO APPROVE EXECUTIVE MINUTES FOR JANUARY 10, 2008

Ayes: Casey, Weiss, Woodend

Nays: None

Minutes are approved

Mayor Casey made a motion, seconded by Councilman Weiss, to approve the minutes of the January 10, 2008 Regular Council Meeting, with one correction.

VOTE TO APPROVE REGULAR MINUTES FOR JANUARY 10, 2008

Ayes: Casey, Weiss, Woodend

Nays: None

Minutes are approved

WORKSHOP PORTION OF THE REGULAR COUNCIL MEETING

REPORTS

MANAGER'S REPORT – Interim Manager McIntosh previously supplied Council with his written report.

Additionally, he reported that work on Oaks Hall is progressing. The police department side has been framed. Mr. McIntosh met with Police Chief Martine to discuss security cameras and pricing.

Election materials have been delivered for the primary election on Tuesday, February 5, 2008.

The vactor truck purchased from Linwood Township has been delivered.

SOLICITOR'S REPORT – Mr. Lange continues to work on a proposed new fee ordinance.

Solicitor Lange is working with Corporal Dugan on a revised traffic ordinance.

Three residents continue to negotiate easements and property repairs following the construction of the new dams and the lake restorations.

The property at 12 Beach Drive, owned by the Medical Missionaries Society, needs a new bulkhead. Also, there are concerns about the driveway and a portage route from Upper Aetna Lake to Lower Aetna Lake.

The issues with Carol Latti, 113 Stokes, Road, is scheduled to attend the February Colony meeting.

Mr. Kelchner at 212 Chippewa Trail will provide prices to Mr. Lange for repairs to his property.

DISCUSSION OF PENDING RESOLUTIONS

Council discussed each resolution on the agenda, adding clarification and changes as needed.

32-08 Mayor Casey read a resolution congratulation Sarah Plasha on the completion of her year as Colony president.

33-08 Council discussed the contract for site work at Oaks Hall, including parking, bike racks, walkways, and power to the dock.

34-08 The resolution names Mark McIntosh as acting clerk for a one-year term. He will be taking the Clerk's test during the year.

35-08 The resolution names Geoffrey Urbanik as municipal manager, at a salary not to exceed \$75,000. He will be sworn in at the next Regular Meeting.

36-08 The resolution honors Julie Horner-Keizer for her work as clerk during the previous months.

NEW BUSINESS

Chris Schultz resigned as the Borough's emergency management coordinator. The position is required under Homeland Security; the person must be a resident of the Borough and is suggested to be a member of the police department due to security issues.

Chief Martine asked Council to consider regulating the clothing drop-off bins on Gaitens Way. It is unclear who operates them.

Council directed Solicitor Lange to look into the bins and any accompanying regulations.

Councilman Weiss met with the commissioner of the DEP to solicit support for the Borough's position on the Upper Aetna Dam. DEP was agreeable and will provide information to be forwarded to FEMA in an effort to recoup money spend on the dams.

With regard to the issue of underground storage tanks, an engineering review of the current file at DEP is required, along with a complete review and submission of the bi-annual certification.

PUBLIC COMMENT

Ralph Miller, 108 Pegwuk Trail, stated he has observed numerous children riding to school without helmets and asked for enforcement.

Mr. Miller also asked about regulations for campaign signs; they are allowed but must be ten feet off the roadway and only in place for 45 days prior to the election for which they advertise.

Council directed Mr. McIntosh to speak with code official Dave Crane and ask him to be aware of the signs and their placement.

Joe Aromando, 285 Shingowack Trail, had numerous questions and comments, to include discussion of the underground storage tanks, record keeping in the Borough, engineering fees that he considers to be too high, and if the manager would also be the Borough's clerk, which he will not be. He also had comments about the lights on the Upper Aetna Dam, and the Easi property.

Jackie Cleaver, 169 Chippewa Trail, reminded Council that, at the Regular Council meeting on December 13, 2007, a portion of Decotah Trail was deemed to be an access trail. Due to an encroachment problem with one of her neighbors, Council asked for a survey of the property.

Council directed that code official Dave Crane contact the homeowner in question to determine if they have a survey and if they are the ones who are encroaching on Mrs. Cleaver's property.

Mr. McIntosh, Solicitor Lange, and Mr. Crane will then discuss the problem, which started in 2004.

BUSNISS PORTION OF THE REGULAR MEETING

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 Certificate 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 29-08, seconded by Councilman Weiss.

RESOLUTION 29-08

A RESOLUTION AUTHORIZINT THE ISSUANCE OF A RAFFLE LICENSE TO CONDUCT A LEGALIZED GAME OF CHANCE (OFF PREMISE MERCHANDISE DRAWING) TO THE MEMORIAL HOSPITAL OF BURLINGTON COUNTY, INC.

WHEREAS, the Memorial Hospital Auxiliary Burlington County, Inc. has qualified in the prescribed manner and submitted an application to hold a Off-Premise Merchandise Drawing on May 17, 2008; and

WHEREAS, Council has reviewed the findings and determinations and concur that the Off- Premise Merchandise Drawing is to be conducted according to law;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Medford Lakes, New Jersey, that a license to conduct the aforementioned Off-Premise Merchandise Drawing be and is hereby granted to the Memorial Hospital Auxiliary Burlington County, Inc.

VOTE TO APPROVE RESOLUTION 29-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 29-08 is approved

Mayor Casey introduced Resolution 29-08, seconded by Councilman Weiss.

RESOLUTION 30-08

A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 148 NANTUCKET TRAIL ALSO KNOWN AS BLOCK #30110, LOT #3961, IN THE AMOUNT OF \$750.00

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

WHEREAS, once the requirement causing the need for the bond is met by the contractor there is on occasion a balance left in the account due the contractor; and

WHEREAS, on January 10, 2008 the Construction Official authorized the refund of all bonds that were 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 30-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 30-08 is approved

Mayor Casey introduced Resolution 31-08, seconded by Councilman Weiss.

RESOLUTION 31-08

A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 40 LENAPE TRAIL ALSO KNOWN AS BLOCK #30061, LOT #2643, IN THE AMOUNT OF \$750.00

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

WHEREAS, once the requirement causing the need for the bond is met by the contractor there is on occasion a balance left in the account due the contractor; and

WHEREAS, on January 10, 2008 the Construction Official authorized the refund of all bonds that were 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>
Barbara Newman 40 Lenape Trail Medford Lakes, NJ 08055	\$750.00	40 Lenape Trail

VOTE TO APPROVE RESOLUTION 31-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 31-08 is approved

RESOLUTIONS

Mayor Casey introduced Resolution 32-08, seconded by Councilman Weiss.

RESOLUTION 32-08

A RESOLUTION RECOGNIZING SARAH PLASHA FOR HER LEADERSHIP AS THE 2007 PRESIDENT OF THE MEDFORD LAKES COLONY AND FOR HER SERVICE TO THE COMMUNITY

WHEREAS, Sarah Plasha served the Colony of Medford Lakes as President during the year 2007; and

WHEREAS, she donated her leadership skills to oversee the operation of this prominent community organization; and

WHEREAS, Sarah brought to bear her affection for the Medford Lakes Community to guide in her decisions;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Medford Lakes hereby recognizes Sarah Plasha for her leadership and devotion to the community.

VOTE TO APPROVE RESOLUTION 32-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 32-08 is approved

Mayor Casey introduced Resolution 33-08, seconded by Councilman Woodend.

RESOLUTION 33-08

A RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO REMINGTON, VERNICK & ARANGO ENGINEERS

WHEREAS, the governing body of the Borough of Medford Lakes has a need for engineering services related to the site work at Oaks Hall; 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, Remington & Vernick Engineers has submitted a proposal and is qualified to perform these services; and

WHEREAS, the CMFO 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 Remington, & Vernick Engineers, 243 Route 130, Suite 200, Bordentown, NJ, 08505, is awarded a professional services contract for Oaks Hall Site Work Services not to exceed \$10,400.00.

VOTE TO APPROVE RESOLUTION 33-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 33-08 is approved

Mayor Casey made a motion, seconded by Councilman Weiss, to accept the resignation of Julie Horner-Keizer as Borough Clerk.

VOTE ON MOTION

Ayes: Casey, Weiss, Woodend

Nays: None

Motion carries

Mayor Casey introduced Resolution 34-08, seconded by Councilman Weiss.

RESOLUTION 34-08

A RESOLUTION APPOINTING MARK J. MCINTOSH AS ACTING MUNICIPAL CLERK

WHEREAS, Julie Horner-Keizer has resigned as Municipal Clerk effective January 31, 2008; and

WHEREAS, the Borough Council desires to appoint an Acting Municipal Clerk, pursuant to N.J.S.A. 40A:9-133(C); and

WHEREAS, by statute, the term for an Acting Municipal Clerk is one year, commencing on the date which the vacancy occurs;

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

1. Mark J. McIntosh, 54 South Main Street, Medford, NJ 08055, be and hereby is appointed as Acting Municipal Clerk, for a term commencing on January 31, 2008 and expiring on January 31, 2009; and
2. Mark J. McIntosh's salary as Acting Clerk is hereby established under Ordinance 537 to be \$33,600.00 per annum; and
3. a certified copy of this Resolution is to be forwarded to the Chief Financial Officer, Department of Community Affairs, New Jersey Division of Local Government Services and Mark J. McIntosh.

VOTE TO APPROVE RESOLUTION 34-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 34-08 is approved

Ms. Horner-Keizer swore Mr. McIntosh to his position as Active Borough Clerk.

Mayor Casey introduced Resolution 35-08, seconded by Councilman Weiss.

RESOLUTION 35-08

A RESOLUTION APPOINTING GEOFFREY URBANIK MUNICIPAL MANAGER FOR THE BOROUGH OF MEDFORD LAKES

WHEREAS, there exists a vacancy in the office of Municipal Manager within the Borough of Medford Lakes; and

WHEREAS, Council has conducted interviews and wishes to appoint Geoffrey Urbanik as Municipal Manager; and

WHEREAS, the term for said office is established by N.J.S.A. 40A:79-1, et seq;

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

4. Geoffrey Urbanik, 104 Mockingbird Lane, Browns Mills, NJ, 08015, be and hereby is appointed as Municipal Manager, for a term commencing on March 1, 2008; and
5. Geoffrey Urbanik's salary is hereby established at \$75,000.00 per annum; and
6. a certified copy of this Resolution is to be forwarded to the Chief Financial Officer and Geoffrey Urbanik.

VOTE TO APPROVE RESOLUTION 35-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 35-08 is approved

Mayor Casey introduced Resolution 36-08, seconded by Councilman Woodend.

RESOLUTION 36-08

A RESOLUTION OF APPRECIATION TO JULIE HORNER-KEIZER

WHEREAS, Julie Horner-Keizer has previously served as Borough Manager and Municipal Clerk; and

WHEREAS, the office of Registered Municipal Clerk became unexpectedly vacant; and

WHEREAS, since November 2007, Ms. Keizer has graciously served the Borough of Medford Lakes by volunteering to serve again as the Registered Municipal Clerk for the Borough in order to fill the unexpected vacancy; and

WHEREAS, Ms. Keizer has performed the duties of Registered Municipal Clerk in a professional and competent manner and proved again to be an invaluable and respected member of the Medford Lakes Borough staff;

NOW, THEREFORE, BE IT RESOLVED that the Medford Lakes Borough Council does hereby express its sincere appreciation for the volunteer service of Julie Horner Keizer and her dedication to the duties and responsibilities of the office of Municipal Clerk.

VOTE TO APPROVE RESOLUTION 36-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 36-08 is approved

Mayor Casey introduced Resolution 37-08, seconded by Councilman Woodend.

RESOLUTION 37-07

A RESOLUTION APPOINTING A TEMPORARY EMERGENCY MANAGEMENT COORDINATOR

WHEREAS, a vacancy exists in the position of Emergency Management Coordinator of the Borough of Medford Lakes; and

WHEREAS, there exists a need within the Borough of Medford Lakes to appoint a temporary Emergency Management Coordinator; and,

WHEREAS, it is the desire of the Borough Council to appoint a qualified individual to serve in the capacity of Emergency Management Coordinator;

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:

2. Chief Frank Martine, MLPD, be and is hereby temporarily appointed as Emergency Management Coordinator for the Borough of Medford Lakes, New Jersey; and
1. the term for the aforementioned appointment shall be in accordance with all applicable laws.

VOTE TO APPROVE RESOLUTION 37-08

Ayes: Casey, Weiss, Woodend

Nays: None

Resolution 37-08 is approved

ORDINANCES

Mayor Casey introduced Ordinance 541 on First Reading, seconded by Councilman Woodend.

ORDINANCE 541

AN ORDINANCE OF THE BOROUGH OF MEDFORD LAKES, AMENDING ORDINANCE NUMBER 531, THE 2007 SALARY ORDINANCE, IN ORDER TO ADJUST THE SALARY FOR BOROUGH MANAGER

WHEREAS, Salary Ordinance Number 531 was adopted by the Borough of Medford Lakes, on September 27, 2007; and

WHEREAS, the Borough Council wishes to amend Ordinance Number 531 in order to establish a new rate for the Borough Manager the said rate; and

WHEREAS, the Borough Council has determined the new rate for the office of Borough Manager not to exceed \$75,000.00;

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

1. the new salary for the Borough Manager shall be an amount not to exceed \$75,000.00 effective March 1, 2008; and
2. this Ordinance shall become effective immediately pursuant to N.J.S.A 40:49-2 et. seq.

VOTE TO APPROVE ORDINANCE 541 ON FIRST READING

Ayes: Casey, Weiss, Woodend

Nays: None

Ordinance 541 is approved on First Reading

Mayor Casey introduced Ordinance 542 on First Reading, seconded by Councilman Weiss.

ORDINANCE 432

AN ORDINANCE TO AMEND SECTION 6(d) OF ORDINANCE 518 ENTITLED "A BOND ORDINANCE OF THE BOROUGH OF MEDFORD LAKES, COUNTY OF BURLINGTON, NEW JERSEY, AUTHORIZING THE ACQUISITION OF VEHICLES AND THE CONSTRUCTION OF IMPROVEMENTS TO BOROUGH ROADS AND THE EXISTING SEWER COLLECTION SYSTEM; APPROPRIATING THE SUM OF \$705,000 THEREFORE; AUTHORIZING THE ISSUANCE OF \$689,000 BOND OR NOTES OF THE BOROUGH TO FINANCE SAID IMPROVEMENTS; AND MAKING CERTAIN DETERMINATIONS AND CONVENANTS AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" SAID AMENDMENTS TO INCREASE THE AMOUNT OF EXPENSES PERMITTED UNDER NJSA 40a:2-20

Section 1. Be it ordained, by the Mayor and Council of the Borough of Medford Lakes, New Jersey that Section 6(d) of ordinance 518 is hereby amended to read as follows:

6(d) an aggregate amount not exceeding \$135,000 for items of expenses listed in and permitted under NJSA 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 2. 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 3. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

VOTE TO APPROVE ORDINANCE 542 ON FIRST READING

Ayes: Casey, Weiss, Woodend

Nays: None

Ordinance 542 is approved on First Reading

Mayor Casey introduced Ordinance 543 on First Reading, seconded by Councilman Woodend.

ORDINANCE 543

AN ORDINANCE OF THE BOROUGH OF MEDFORD LAKES, ESTABLISHING THE POSITION OF DEPUTY BOROUGH MANAGER

BE IT ORDAINED by the Borough Council of the Borough of Medford Lakes, in the County of Burlington and State of New Jersey, as follows:

SECTION 1.

Creation of Office and Title. There is hereby created pursuant to NJS 40:69A-95(c), the position of Deputy Borough Manager for the Borough of Medford Lakes.

SECTION 2. Appointment.

The Deputy Borough Manager shall be appointed by the Borough Manger without term. The Deputy Borough Manger shall be removable at the pleasure of the Borough Manger without notice or hearing in accordance with all applicable Borough personnel policies and procedures. The position of Deputy Borough Manger is hereby established as an at will employee pursuant to the Medford Lakes Borough Personnel PoliciesaAnd Procedures Manual

SECTION 3. Duties and Responsibilities.

The Deputy Borough Manager shall perform all tasks and functions as may be assigned, from time to time, by the Borough Manager and all duties as listed in the current Job Description for Deputy Borough Manager as may be modified from time to time.

SECTION 4. Compensation.

1. The Deputy Borough Manager shall be paid an annual salary within the range as detailed and adopted by the Borough Council in the annual Salary Ordinance.; and
2. The following annual salary range is set for the position and hereby included by reference in the current annual Salary Ordinance adopted by Medford Lakes Borough:

<u>TITLE</u>	<u>RANGE MINIMUM</u>	<u>RANGE MAXIMUM</u>
Deputy Borough Manager	\$	\$

SECTION 5. Qualifications and Residence.

1. The Deputy Borough Manager shall be appointed on the basis of his/her qualifications and must have at least two (2) years of experience in Municipal Management positions. A high school diploma or equivalent is required; and
2. the Deputy Borough Manager need not be a resident of the Borough or the State at the time of his or her appointment.

SECTION 6. This ordinance shall become effective after final passage and publication according to law.

VOTE TO ORDINANCE 543 ON FIRST READING

Ayes: Casey, Weiss, Woodend

Nays: None

Ordinance 543 is approved on First Reading

CORRESPONDENCE

Council was advised that five members of the Planning Board are in training, so as to be compliant with State law.

PAYMENT OF BILLS

Mayor Casey made a motion, seconded by Councilman Weiss, to approve payment of the bills.

Council postponed payment of two bills, one to the Burlington County Times and one for leaf and brush collection.

Council directed Mr. McIntosh to discuss the leaf and brush collection bill at the Saturday morning budget meeting.

VOTE TO APPROVE PAYMENT OF BILLS

Ayes: Casey, Weiss, Woodend

Nays: None

Bill list is approved for payment as amended

ADJOURNMENT TO EXECUTIVE SESSION

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

RESOLUTION 38-08

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, and 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 are Northeast Remsco potential litigation, Dewberry contract, Ragan contract, Matos Group contract, and the Medford Lakes Superior Officers 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 AJOURN TO EXECUTIVE SESSION

Ayes: Casey, Weiss, Woodend

Nays: None

Meeting adjourned to Executive Session

RETURN TO REGULAR MEETING

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

VOTE TO RETURN TO THE REGULAR COUNCIL MEETING

Ayes: Casey, Weiss, Woodend

Nays: None

Council returned to the Regular Meeting

Councilman Weiss made a motion, seconded to Mayor Casey, to award a contract for extraordinary services.

RESOLUTION 39-08

A RESOLUTION OF THE MEDFORD LAKES BOROUGH COUNCIL AWARDING CONTRACT FOR EXTRAORDINARY UNSPECIFIED SERVICES

WHEREAS, there exists a need for the services of a professional consultant in the Borough of Medford Lakes for the purpose of advocating the Borough's position and developing strategies for acquiring State or Federal reimbursement of costs and expenses arising out of the July 2004 flooding disaster; and

WHEREAS, the Local Public Contracts law N.J.S.A. 40A:11-5(1)(a)(i) et seq. requires that the resolution authorizing the award of contract for "extraordinary unspecified services" without competitive bids and the resulting contract to be available for public inspection; and

WHEREAS, the Borough Manager has supplied the required certification pursuant N.J.A.C. 5:34-2.3; and

WHEREAS, the Local Public Contracts Law further requires that a Notice of the award of the contract be printed as a legal advertisement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Medford Lakes this 31st day of January, 2008, as follows:

1. the firm of 1868 Public Affairs, LLC and Matos Group, a Joint Venture be and the same is hereby awarded a contract for lobbying and consulting services for the Borough of Medford Lakes. The contract is for a term of six (6) months starting January 1, 2008 and will expire on June 31, 2008; and
2. this contract is awarded without competitive bidding as an "extraordinary unspecified service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because it is not reasonably possible to draft specifications describing the informal solicitation of quotations; and
3. the Mayor and Borough Clerk are hereby authorized and directed to execute the attached Agreement with 1868 Public Affairs, LLC and the Matos Group, a Joint Venture; and
4. notice of this action shall be published once as a legal advertisement in the official newspaper of the Borough.

VOTE TO APPROVE RESOLUTION 39-08

Ayes: Casey, Weiss

Nays: Woodend

Resolution 39-08 is approved

ADJOURNMENT

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

VOTE TO ADJOURN

Ayes: Casey, Weiss, Woodend

Nays: None

Meeting adjourned

