

**BOROUGH OF MEDFORD LAKES, NJ**  
**REGULAR COUNCIL MEETING**  
**August 12, 2009**

A regular meeting of the Borough Council of the Borough of Medford Lakes, New Jersey, was held on the above date in Oaks Hall at Municipal Cabin, 1 Cabin Circle, Medford Lakes, NJ 08055 beginning at 7:30pm. Following the pledge of allegiance and moment of silence (Council and the public observed a moment of silence to honor service men and women defending our country), Clerk McIntosh read the Statement of Compliance with the Open Public Meetings Act: this is to announce that adequate notice had been provided to allow publication 48 hours in advance and was (1) posted on the Administration Building bulletin board, (2) advertised in the Burlington County Times, Courier Post and Central Record, (3) posted on the Borough Web Site and (4) filed with the Municipal Clerk. Advance written notice of this meeting was mailed or emailed to all persons who requested such notice according to the Clerk of the Municipality.

**ROLL CALL**

Acting Clerk McIntosh called roll. Mayor Paul G. Weiss, Esq. and Councilman Timothy S. Casey answered in attendance. Councilman Lackey was absent. Also present were Manager Geoffrey D. Urbanik, Police Chief Frank Martine, Borough Engineer Jim Giordano, Public Works Foreman Dominick Valentino and Deputy Manager/Acting Clerk Mark J. McIntosh.

**PUBLIC COMMENT (in bullets)**

***Mayor Weiss opened the meeting for public comment***

**Ed Radar, 130 Onondago Trail:**

- All Officers should make it home and the vests protect the officers. Would like to take the lead on collecting for the purchase of a vest.

***Mayor Weiss asked Chief Martine if the Borough doesn't already get a grant each year for the purchase of vests.***

***Chief Frank states, yes. He thanked Mr. Radar for his concern and stated that currently one officer doesn't have a properly sized/fitted vest.***

**Robert Hanold, 45 Natchez Trail:**

- In the past the Lion's Club has purchased vests for the police and if the Chief will forward their needs to Bob he will discuss them at their next meeting.

**Joe Aromando, 285 Shingowack Trail:**

- This loaned vest is a big issue, it troubles me and I question the judgment and credibility of this decision. The borough should exercise better judgment in the future.

**Mike Powers, 19 Onondago Trail:**

- Stated that he made a bet with Councilman Casey regarding the return of the vest and wrote a check for \$51.20 as a donation to the MLPOA.

***Councilman Casey stated that he didn't recall committing to the bet but will match Mike's donation.***

*Mayor Weiss closed public comment*

**MINUTES**

*Mayor Weiss motioned for adoption of the July 8, 2009 minutes, seconded by Councilman Casey*

*Council requested that the Police Chiefs remarks on page #3 be clarified.*

VOTE TO ADOPT MINUTES AS AMENDED

Ayes: Weiss, Casey

Nays: None

Absent: Lackey

Minutes Adopted

**REPORTS (in bullets)**

**Manager Urbanik submitted a written report and highlighted the following:**

- **Medford Police have ordered a vest (4 to 6 week delivery)**
- **The July 31<sup>st</sup> storm was declared an emergency by the Borough OEM, a great job was done by all, clean-up will take several weeks, Borough Engineer Jim Giordano has done a great job with clean-up logistics, OEM Coordinator Steve Heicklen conducted a Borough critique of the event and identified the need for generators at both the fire house and Municipal Cabin. A laptop for the OEM and some other minor items with a total estimated cost of \$60,000 to \$100,000.**

*Mayor Weiss asked if any Homeland Security grants were available and that Steve should reach out to Congressman Adler and Senator Menendez's offices.*

*Councilman Casey asked if the Waste Water department's generator couldn't run both the Public Works and Fire Department buildings.*

*Chief Martine stated that the Police Department needs to get powered up as soon as possible for the CAD system to get on-line and then he can see what calls are pending and prioritize his officers accordingly.*

- Geoff met with a post disaster company
- Need to get familiar with the Federal disaster project worksheets

*Councilman Casey stressed the need to have a meeting with Police, Fire and OEM to discuss needs.*

- Geoff is pursuing health insurance options, has met with the ML School officials, has met with HIF representatives, met with health insurance brokers. Conducting an evaluation of who can best manage the plan.

*Mayor Weiss asked for status on the storm clean-up*

*Engineer Giordano stated that nineteen trails were completed, roughly 23% of the town. We are looking at another 4 to 6 weeks of clean-up if able to rent some additional equipment.*

*Councilman Casey asked if most trees are down that were damaged and thanked Jim, Dominick and the entire public works crew for doing a great job.*

*Engineer Giordano stated that most are down; some trees that were topped by the storm still need to be taken down.*

- Disability Insurance Company suggested that the borough switch to privatization for a savings of \$937.00 per year but it would require 50% plus 1 to switch

*Mayor Weiss recommended that we hold an employee meeting to ascertain feelings.*

- Received a notice of intent to foreclose regarding 32 Stokes Road (Easi property) and met with the realtor selling the property
- The tax maps were approved today and a public meeting with the reval company is scheduled for August 18, 2009 at 7:00pm. Letters are going out to the public.
- Setting up a meeting between Salmon Ventures and Council

**Deputy Manager/Acting Clerk McIntosh submitted a written report and highlighted the following:**

- Petition received to stop Ordinance #563
- Participated in webinar sponsored by General Code that covered website upgrades
- Recall petition deadline is August 26<sup>th</sup>
- Received the Emergency Sewer Repair Bids, council to review tonight
- Insurance adjuster has reviewed the damage to the police department offices from the faulty AC units
- PEOSHA violations being mitigated
- One minor injury reported by the FD during the July 31<sup>st</sup> storm
- One minor MVA reported by the FD from incident with a MLEMS ambulance

**Solicitor Lange highlighted the following:**

- Haven't been able to advance the 300 McKendimen Road (Gross) issue. Need survey and have postponed court to September 11<sup>th</sup>.

*Mayor Weiss asked if the borough can meet the new deadline.*

- Manager Urbanik stated yes, and we are dealing with post storm damage that has piled up on the disputed property.
- Have reviewed the ADA accessibility complaint from Mr. Cottingham and agree that access is required and recommended that the site engineers meet with Mr. Cottingham to discuss a solution.
- Reviewing the draft referendum wording submitted by the Borough Clerk prior to sending to the County Clerk for inclusion on the General Election.
- Provided Council tonight with a draft of the police advisory board guideline
- Setting up an Ordinance prioritization list. The Planning Board would like to see Home Occupation and parking of commercial vehicles

### **ORDINANCES**

VOTE TO INTRODUCE ON SECOND READING ORDINANCE NUMBER 566

Ayes: Weiss, Casey

Nays: None

Submitted by Mark McIntosh, RMC  
Acting Clerk

Absent: Lackey

Motion carries; Ordinance Number 566 is introduced on second reading

*Solicitor Lange advises council that Councilman Lackey has asked that final adoption/approval of this Ordinance wait until he returns.*

*Councilman Casey asked how we are handling diminutive repairs*

*Engineer Giordano stated that in-kind repairs wouldn't require a permit but would defer final answer to Construction Official Tom Heck.*

*Councilman Casey asked how you arrived at the 40%*

*Engineer Giordano stated that he used ANJEC 40%*

*Councilman Casey would it not be different for towns with true storm water management systems and would stone driveways be defacto pervious*

*Engineer Giordano stated, yes with minimal compaction*

*Manager Urbanik stated that the State defines different levels of pervious and natural state is the only true pervious coverage*

*Engineer Giordano stated that woodchip and mulch driveways may want to be included.*

### **PUBLIC HEARING ORDINANCE #566**

*Mayor Weiss opened public comment/public hearing on Ordinance Number 566*

Jim Walker, 217 Chicagamy Trail:

- Lot sizes vary in the borough
- The ordinance sounds like a feel good ordinance and will probably do more damage than good

Mike Powers, 19 Onondago Trail:

- Haven't read the entire Ordinance yet
- Don't want to be penalized because I live at the bottom of a hill

*Councilman Casey stated the Ordinance should alleviate the impact on downstream properties.*

Lou Potter, 64 Mohave Trail:

- His property was wood chipped to death and has used river rock as a buffer around his property

*Councilman Casey wondered if the State recognized river rock as pervious*

Joe Aromando, 285 Shingowack Trail:

- What constitutes readvertising an Ordinance
- Council should not rush to get this passed but take the time to get it right
- If this Ordinance causes more people to have to get variances then it isn't a good Ordinance

- Most residents already practice good storm water management

Dave Wasson, 97 Waban Trail:

- Appreciate council tabling the Ordinance
- The Ordinance needs design standards
- Would like to see Tom Heck weigh in on this Ordinance

Robert Hanold, 45 Natchez Trail:

- Against this Ordinance as written, all Ordinance need to blend together

Jim Walker, 217 Chicagami Trail:

- What precipitated this Ordinance?

*Mayor Weiss stated that the Planning Board recommended it to council.*

Mike Powers, 19 Onondago Trail:

- Will this current Ordinance standup in court?

*Councilman Casey stated yes it will.*

Ed Radar, 30 Onondago Trail:

- Whatever water you get on your property the borough wants the homeowner to keep it.

*Councilman Casey stated that this is the argument a homeowner would use when requesting a variance*

Deb Klemas, 60 Mohawk Trail: (Planning Board Chair)

- The Planning Board isn't looking for more work they are just listening to concerns from residents and asking for Council to set a policy

Sue Mattio, 121 Wagush Trail:

- The Planning Board Chairperson has probably 75% lot coverage between the house, pool and driveway.

Deb Klemas, 60 Mohawk Trail:

- The property was purchased that way

Lou Potter, 64 Mohave Trail:

- When he was the Borough Code Enforcement Officer he also dealt with complaints of too many paved driveways

Joe Aromando, 285 Shingowack Trail:

- There must be a better way to allow for different lot sizes
- Council should direct the engineer to study what an average lot can contain (i.e. house, deck, shed and driveway)
- The Borough should lead by example.

*Mayor Weiss closed public comment*

*Councilman Casey motioned to table Ordinance Number 566, seconded by Mayor Weiss*

VOTE TO TABLE ORDINANCE 566

Ayes: Casey, Weiss

Nays: None

Absent: Lackey

Ordinance Tabled

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**CONSENT AGENDA RESOLUTIONS**

*Mayor Weiss asks Council if they want to remove any items from the consent agenda.*

*Mayor Weiss introduces the consent agenda resolutions:*

RESOLUTION NUMBER 131-09

A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 116 MANHASSET TRAIL ALSO KNOWN AS BLOCK #30100, LOT #3504, IN THE AMOUNT OF \$750.00

RESOLUTION NUMBER 132-09

A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 449 TABERNACLE ROAD ALSO KNOWN AS BLOCK #20028.01, LOT #14, IN THE AMOUNT OF \$750.00

RESOLUTION NUMBER 133-09

A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 9 NATCHEZ TRAIL ALSO KNOWN AS BLOCK #30068, LOT #2820-2822, IN THE AMOUNT OF \$750.00

RESOLUTION NUMBER 134-09

A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 128 NANTUCKET TRAIL ALSO KNOWN AS BLOCK #30111, LOT #4008, IN THE AMOUNT OF \$750.00

RESOLUTION NUMBER 135-09

A RESOLUTION AUTHORIZING THE FIRST-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 156 KIHADDE TRAIL ALSO KNOWN AS BLOCK #30042, LOT #1533, IN THE AMOUNT OF \$750.00

**RESOLUTIONS**

*Mayor Weiss introduced Resolution Number 127-09, seconded by Councilman Casey*

RESOLUTION NUMBER 127-09

A RESOLUTION AMENDING A NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS SHARING AVAILABLE RESOURCES EFFICIENTLY 2009 GRANT

***Mayor Weiss introduced Resolution Number 128-09, seconded by Councilman Casey***

RESOLUTION NUMBER 128-09

A RESOLUTION AWARDING A BID FOR EMERGENCY SEWER REPAIR SERVICES

***Mayor Weiss introduced Resolution Number 129-09, seconded by Councilman Casey***

RESOLUTION NUMBER 129-09

A RESOLUTION AUTHORIZING THE SALE OF MUNICIPALLY OWNED PERSONAL PROPERTY AND THE SALE OF TANGIBLE PERSONAL PROPERTY FOUND OR RECOVERED BY THE POLICE DEPARTMENT

***Mayor Weiss introduced Resolution Number 130-09, seconded by Councilman Casey***

RESOLUTION NUMBER 130-09\

A RESOLUTION AUTHORIZING THE REJECTION OF BIDS PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW

***Councilman Casey motions to table Resolution Number 130-09, seconded by Mayor Weiss***

**RESOLUTION NUMBER 130-09**

**A RESOLUTION AUTHORIZING THE REJECTION OF BIDS PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW**

**WHEREAS**, the BOROUGH OF MEDFORD LAKES solicited bids for a New Automated Refuse Collection Truck on April 22, 2009; and

**WHEREAS**, four (4) bids were received as follows:

1. Golden Equipment = \$197,200.00 (Base Bid)
2. H.A. DeHART = \$218,987.00 (Base Bid)
3. Granturk = \$217,210.00 (Base Bid)
4. Hunter = \$202,500.00 (Base Bid)

**WHEREAS**, said bids complied with the Borough's bid specifications; and

**WHEREAS**, the BOROUGH OF MEDFORD LAKES has the right to reject all bids received under N.J.S.A. 40A:11-13.2; and

**WHEREAS**, the lowest bid substantially exceeded the contracting unit's appropriation for the goods or services.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, that the bids received on April 22, 2009 are hereby rejected.

VOTE TO TABLE RESOLUTION 130-09

Ayes: Casey, Weiss

Nays: None

Absent: Lackey

Resolution Tabled

Submitted by Mark McIntosh, RMC  
Acting Clerk

**OLD BUSINESS**

*Solicitor Lange will send out sample home occupation and commercial vehicle ordinances for Council to review*

*Councilman Casey asked the status on the Traffic Ordinance*

*Solicitor Lange stated that he had asked the Borough Engineer to work on the drawings*

**NEW BUSINESS**

*None*

**PUBLIC COMMENT #2**

*Mayor Weiss opens the meeting to public comment*

Sue Mattio, 121 Wagush Trail:

- What is the amount of the Easi Property
- Will Oaks Hall be the location for the Reval meeting?
- What is the Commercial Vehicle Ordinance?

*Council explains the amount being asked for the Easi Property, yes the Reval meeting will be at Oaks hall and the Commercial Vehicle Ordinance is to address the larger trucks being parked in the residential districts*

Joe Aromando, 285 Shingowack Trail:

- The sound system has major problems

*Clerk McIntosh states that he is actively pursuing correcting the issues with the audio system*

- Where do we stand with the litigation

*Solicitor Lange states that the borough is being sued under the Prompt Payment Act by WJ Gross, Inc. (Municipal Cabin Tenant Fit-out Contract)*

- Suggest we don't take any action on a Home Occupation Ordinance
- The Borough has still not modified the Tax Assessor's monthly report and the Assessor is still not handling assessments properly
- Council should anticipate a contingency plan if the trash truck ordinance doesn't pass. Council should re-bid privatization.

Chief Frank Martine, Medford Lakes Police Department:

- Haven't been interviewed by Salmon Ventures yet. Provided them with paperwork and am concerned that the final report won't have comments from the public.

Mayor Weiss stated that a draft report would be provided to Council and the Police Chief prior to the public meeting for review and the final report would include public input after the public meeting.

*Mayor Weiss closed public comment*

**VOTE ON ORDINANCES**

*Ordinance Number 566 tabled earlier in meeting.*

**VOTE ON CONSENT AGENDA RESOLUTIONS**

*Mayor Weiss motions for adoption of Resolutions Numbered 131-09, 132-09, 133-09, 134-09 and 135-09, seconded by Councilman Casey*

**RESOLUTION NUMBER 131-09**

**A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 116 MANHASSET TRAIL ALSO KNOWN AS BLOCK #30100, LOT #3504, IN THE AMOUNT OF \$750.00**

**WHEREAS**, on certain occasions a maintenance bond is required between a contractor/property owner 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 August 3, 2009 the Borough Engineer authorized the refund of all bonds that were no longer required to be kept.

**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 receives a refund of their maintenance bond:

<u>Applicant</u>	<u>Amount of refund</u>	<u>Project Address</u>
Kenneth Thompson 116 Manhasset Trail Medford Lakes, NJ 08055	\$750.00	116 Manhasset Trail

**RESOLUTION NUMBER 132-09**

**A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 449 TABERNACLE ROAD ALSO KNOWN AS BLOCK #20028.01, LOT #14, IN THE AMOUNT OF \$750.00**

**WHEREAS**, on certain occasions a maintenance bond is required between a contractor/property owner 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 July 29, 2009 the Borough Engineer authorized the refund of all bonds that were no longer required to be kept.

**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 receives a refund of their maintenance bond:

<u>Applicant</u>	<u>Amount of refund</u>	<u>Project Address</u>
Gary F. Woodend , Esq. 449 Tabernacle Road Medford Lakes, NJ 08055	\$750.00	449 Tabernacle Road

**RESOLUTION NUMBER 133-09**

**A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 9 NATCHEZ TRAIL ALSO KNOWN AS BLOCK #30068, LOT #2820-2822, IN THE AMOUNT OF \$750.00**

**WHEREAS**, on certain occasions a maintenance bond is required between a contractor/property owner 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 July 29, 2009 the Borough Engineer authorized the refund of all bonds that were no longer required to be kept.

**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 receives a refund of their maintenance bond:

<u>Applicant</u>	<u>Amount of refund</u>	<u>Project Address</u>
Gary F. Woodend , Esq. 9 Natchez Trail Medford Lakes, NJ 08055	\$750.00	9 Natchez Trail

**RESOLUTION NUMBER 134-09**

**A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 128 NANTUCKET TRAIL ALSO KNOWN AS BLOCK #30111, LOT #4008, IN THE AMOUNT OF \$750.00**

**WHEREAS**, on certain occasions a maintenance bond is required between a contractor/property owner 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 July 29, 2009 the Borough Engineer authorized the refund of all bonds that were no longer required to be kept.

**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 receives a refund of their maintenance bond:

<u>Applicant</u>	<u>Amount of refund</u>	<u>Project Address</u>
Steven Heiklen 128 Nantucket Trail Medford Lakes, NJ 08055	\$750.00	128 Nantucket Trail

**RESOLUTION NUMBER 135-09**

**A RESOLUTION AUTHORIZING THE FIRST-HALF REFUND OF A PLUMBING AND STREET OPENING PERMIT FOR 156 KIHADÉ TRAIL ALSO KNOWN AS BLOCK #30042, LOT #1533, IN THE AMOUNT OF \$750.00**

**WHEREAS**, on certain occasions a maintenance bond is required between a contractor/property owner 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 May 19, 2009 the Borough Engineer authorized the refund of the first-half of a bond that was no longer required to be kept.

**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 receives a refund of their maintenance bond:

<u>Applicant</u>	<u>Amount of refund</u>	<u>Project Address</u>
William Lance 156 Kihade Trail Medford Lakes, NJ 08055	\$750.00	156 Kihade Trail

VOTE TO APPROVE CONSENT AGENDA RESOLUTIONS 131-09, 132-09, 133-09, 134-09 and 135-09

Ayes: Weiss, Casey

Nays: None

Absent: Lackey

Resolutions approved

**VOTE ON REGULAR RESOLUTIONS**

*Mayor Weiss motions for adoption of Resolution Number 127-09, seconded by Councilman Casey*

**RESOLUTION NUMBER 127-09**

**A RESOLUTION AMENDING A NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS SHARING AVAILABLE RESOURCES EFFICIENTLY 2009 GRANT**

**WHEREAS**, the Governing Body of the Borough of Medford Lakes received notice from the NJ DCA SHARE Program of an amendment to SHARE Grant 2009-04665-0663-00; and

**WHEREAS**, the purpose of the amendment is to increase the award amount through the addition of \$2,950.00 in new funds and thereby raising the total award from \$26,550.00 to \$29,500.00.

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, that the Governing Body does hereby accept the amendment of \$2,950.00.

**BE IT FURTHER RESOLVED**, that the Chief Executive Officer of the Borough of Medford Lakes be and hereby is authorized to execute the amendment Grant Agreement with the New Jersey Department of Community Affairs on behalf of the Borough of Medford Lakes and all other local units that are party to the SHARE Grant Agreement, and upon execution of said Agreement, the Borough of Medford Lakes does accept the Terms and Conditions specified in the amendment agreement in connection to this grant award.

VOTE TO APPROVE RESOLUTION 127-09

Ayes: Weiss, Casey

Nays: None

Absent: Lackey

Resolution approved

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*Mayor Weiss motions for adoption of Resolution Number 128-09, seconded by Councilman Casey*

**RESOLUTION 128-09**

**AWARDING A BID FOR EMERGENCY SEWER REPAIR SERVICES**

**WHEREAS**, the Borough of Medford Lakes pursuant to the public contract law solicited and received bids for Emergency Sewer Repair Services Contract No. 2009-01; and

**WHEREAS**, the following bids were received:

1. Mac-Rose Contractors, Inc. = \$187,865.00
2. Neri's Construction and Rental = \$199,840.00
3. B&B Construction, LLC = \$328,940.00
4. Mount Construction Co. = \$416,915.00

**WHEREAS**, Mac-Rose Contractors, Inc was the lowest responsible bidder received by the Borough; and

**WHEREAS**, the bid of Mac-Rose Contractors, Inc. complied with the bid specifications as prepared by the Borough; and

**WHEREAS**, the bid documents were reviewed by Borough appointed wastewater engineer, Wayne D. Simpson, PE of Richard A. Alaimo Association of Engineers; and

**WHEREAS**, the CFO certifies that funds would be made available for this purpose.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Medford Lakes, that Mac-Rose Contractors, Inc., 85 Ridge Road, Browns Mills, NJ 08015 be and hereby is awarded a two-year (24 month) contract for Emergency Sewer Repair Services.

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to execute the contract as proposed and included in the Borough’s bid package and any other related document with Mac-Rose Contractors, Inc. in order to complete said Contract.

**VOTE ON RESOLUTION 128-09**

Ayes: Weiss, Casey  
Nays: None  
Absent: Lackey  
Resolution approved

**Mayor Weiss motions for adoption Resolution Number 129-09, seconded by Councilman Casey**

**RESOLUTION NUMBER 129-09**

**A RESOLUTION AUTHORIZING THE SALE OF MUNICIPALLY OWNED PERSONAL PROPERTY AND THE SALE OF TANGIBLE PERSONAL PROPERTY FOUND OR RECOVERED BY THE POLICE DEPARTMENT**

**WHEREAS**, the Borough of Medford Lakes wishes to provide for sale at public auction (2) two safes no longer useful to the Borough pursuant to N.J.S.A. 40A: 11-36 and items abandoned or unclaimed pursuant to N.J.S.A 39:10A-1; and

**WHEREAS**, N.J.S.A. 40A:11-36 and N.J.S.A. 39-10A-1 provide for notification of such auction and sale of such property and notice of this sale will be published in the official newspaper(s) of the Borough of Medford Lakes; and

**THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey that pursuant to N.J.S.A. 40A:11-36 and N.J.S.A. 39:10A-1, a public auction will be held on Saturday, August 29, 2009 at 11:00am; and

**BE IT FURTHER RESOLVED**, that said monies collected by such auction shall be deposited with the Chief Financial Officer of the Borough of Medford Lakes, pursuant to statute; and

- BE IT FURTHER RESOLVED**, by the Borough Council of the BOROUGH OF MEDFORD LAKES that the following items may be inspected at the Public Works yard located at the corner of Stokes Road and Lenape Trail, Medford Lakes, NJ 08055, between the hours of 10:00am and 11:00am, Saturday, August 29, 2009 prior to the auction. All items are “as is” condition.

**2. BICYCLES**

<u>Brand</u>	<u>Model</u>	<u>Serial #</u>	<u>Color</u>
TREK	249	BI-0415 CA9D3266	BLUE/WHITE
ROAD MASTER	MOUNTAIN FURY	C981008014	BLUE
PLANET EARTH	EARTHLING	9ML0800271	GREEN
ROAD MASTER	MT. SPORT	SNFSD07KE2567	SILVER
FS3600	GRAVITY GAMES	01G0027009	GRAY
NEXT	POWER X	LWGD008690	RED/SILVER
MONGOOSE	HOOP	SNGNP07A04752	GOLD
DIAMONDBACK	TOPANGA	U31K48472	BLUE/BLACK
MAGNA	MISTY	NONE	PINK/PURPLE
RAZOR	SCOOTER	NONE	SILVER
MONGOOSE	IROC	SNHUA04H77465	SILVER/BLUE

MONGOOSE	HOOP-D	AT3402203	SILVER/BLACK
DIAMONDBACK	DELLA CRUZ	U39443136	PINK
PACIFIC	FISSION	M0930743	RED
OMEGA	QUEST/KT2000	S06T022545	YELLOW/WHITE
HUFFY	STONE MOUNTAIN	S01C0013542	BLUE
HUFFY	ROCKET	6A13907	BLUE
TREK	MOUNTAIN BIKE	UNREADABLE	BLACK
KULANG	HULI	SNCAB04K2	BLUE/SILVER
TREK	MOUNTAIN TRACK220	GWYX09827	PURPLE
NEXT	INTRUDER	77458636	ORANGE
ROAD MASTER	MT. SPORTS SX	SNFSD06J25275	PURPLE
MONGOOSE	OUTER LIMIT	FC006283192	PURPLE
SCHWINN	VOYAGER	IS03006862	SILVER

**MISCELLANEOUS**

1. Set of golf clubs
2. Steel floor safe (approx. 4'x 2'x 3')
3. Steel floor safe (approx. 5' x 2' x 3')

VOTE ON RESOLUTION 129-09

Ayes: Weiss, Casey

Nays: None

Absent: Lackey

Resolution approved

**CORRESPONDENCE**

*None to discuss*

**BILL LIST**

*Mayor Weiss motions approval of the bill list, seconded by Councilman Lackey*

VOTE TO APPROVE THE BILL LIST

Ayes: Weiss, Casey

Nays: None

Absent: Lackey

Bill list approved

*Mayor Weiss motioned for meeting adjournment, seconded by Councilman Casey*

VOTE TO ADJOURN MEETING

Ayes: Weiss, Casey

Nays: None

Absent: Lackey

Motion carries, meeting adjourned.