

BOROUGH OF MEDFORD LAKES, NJ
WORKSHOP COUNCIL MEETING
June 24, 2009

A 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 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 and (5) 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

Clerk McIntosh called roll. Mayor Paul G. Weiss, Esq., and Councilman Gregory C. Lackey answered in attendance (Councilman Casey had notified the Mayor and Manager that he would be arriving late). Also present were Manager Geoffrey D. Urbanik, Solicitor Peter C. Lange, Jr., Esq., Police Chief Frank Martine, Public Works Foreman Dominick Valentino and Deputy Manager/Acting Clerk Mark J. McIntosh.

SPECIAL PRESENTATION – MAYOR’S AWARD

Mayor Weiss presented the Mayor’s Award to Neeta 2009 Graduates Danielle Dunn and Daniel Miller. He stated that it was a real honor for him to be able to present this award to two students who were recognized by their teachers as deserving this award. The award is based on citizenship, outstanding community service and volunteerism. Mayor Weiss handed each recipient a plaque and a \$100.00 savings bond from Beneficial Bank. Mayor Weiss also recognized the parents of both students for being positive role models to these students.

PUBLIC COMMENT

Mayor Weiss opened the meeting to public comment for items not listed on the agenda

Jim Cottingham, 202 Tabernacle Road:

- ADA complaint that the route to the lake is unacceptable
- Stated that Clerk McIntosh had researched this complaint prior and the answer from the engineers (Remington/Vernick) was that it was not required for our site plan.
- Is prepared to seek compliance through filing a complaint with the appropriate authorities.

Mayor Weiss asked the Solicitor to pursue the legal standard and see if there is a legal obligation.

Councilman Lackey asked if a cinder topping would allow for wheelchair access.

- Mr. Cottingham felt that it wouldn’t allow for safe passage due to erosion issues.

Councilman Lackey noted that a cinder path was proposed for Stokes Road and we might need to re-evaluate the topping for that project.

Joe Aromando, 285 Shingowack Trail:

- Status on Medford shared service for trash collection?
- Would council consider tabling the trash truck bond ordinance?

Frank Martine, 1 Cabin Circle:

- Need renewal for County wide records management system
- Currently expired on agreement

Mayor Weiss stated he hadn't received it yet, would look again and if not found would request another from the County

Mayor Weiss closed public comment

MINUTES

Mayor Weiss motions for approval of regular council meeting minutes from June 10, 2009, seconded by Councilman Lackey.

VOTE TO APPROVE 6/10/09 MEETING MINUTES

Ayes: Weiss, Lackey

Nays: None

Absent: Casey

Minutes Approved

REPORTS

Manager Urbanik highlighted the following from his written report:

- Time to pick community member of the year for Holy Eucharist Pine barrens Festival
- Mayor Weiss asked the manager to place a notice in the Colony news and ML Web site.
- Received inquiry about having a farmers market on Trading Post Way
 - Received response from Medford today at 4:00pm regarding trash collection.

Councilman Lackey asked where we stood on tax map.

- Still under NJ State review but will ask again for expected approval date.

Councilman Lackey commented that we are moving ahead with scoping sewer lines and wanted Mrs. Shanahan to know. (Mrs. Shannahan had inquired of this during previous meetings)

Deputy Manager/Acting Clerk McIntosh highlighted the following from his written report:

- Met with Solicitor and reviewed previous Executive Session minutes for full and partial release.
- GovDeals revenue to date is \$9,020.01, currently three Fire Department items on auction
- Working with Public Works on portage design
- PEOSH visit to Wastewater this past week, minor deficiencies noted. Final report pending.

Mayor Weiss asked for elaboration on the inspection

- Confined Space Rescue Team not assigned, stairway replacement, electrical repair.

Solicitor Lange highlighted the following:

- Received letter from County regarding our position with Sioux Lake
- County will proceed directly with ML Colony
- Found Buffer easement regarding 300 McKendimen Rd. Letter sent to owner regarding restoration of buffer. If no response received legal action will follow.
- Submitted Dangerous Property Ordinance for Councils comments
- Two sample Towing Ordinances submitted, recommend the 2004 Borough sample.

Chief Martine states main reason for towing is accidents and traffic violations. Approximately 100 per year. Currently using Flanagan's for majority towing.

- Submitted Driveway Ordinance for Councils comments that regulates driveways through lot coverage. Define driveway and pervious surface. Touch on swimming pools related to lot coverage.

Councilman Lackey asked if we have a priority list yet.

- Will have list prepared

***Councilman Casey arrives at meeting (8:17:31PM)**

Manager Urbanik added the following from his written report:

- Environmental Commission has requested permission to apply for Green House Gas Reduction Grant.

Mayor Weiss supports this effort.

RESOLUTIONS

Mayor Weiss introduces Budget Resolution #84-09 (2), Public Hearing occurred at previous meeting, seconded by Councilman Casey.

RESOLUTION 84-09 (2) **A RESOLUTION ADOPTING THE 2009 MUNICIPAL BUDGET** (Second Reading)

WHEREAS, the Municipal Budget of the Borough of Medford Lakes, County of Burlington for the year 2009 is hereby adopted; and

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2009; and

BE IT FURTHER RESOLVED, that said Budget was published in the Central Record in the issue of May 7, 2009; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Governing Body of the Borough of Medford lakes, County of Burlington, State of New Jersey:

1. Does hereby approve the following as the Budget for the Year 2009.
2. Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Medford Lakes, County of Burlington, on April 22, 2009.
3. A hearing on the Budget and Tax Resolution was held at Municipal Cabin, 1 Cabin Circle, Medford Lakes, NJ in Oaks Hall on May 27, 2009 at 7:30PM at which time and place objections to said Budget and Tax Resolution for the year 2009 were presented by taxpayers or other interested persons.

Mayor Weiss opens meeting for public comment

Joe Aromando, 285 Shingowack Trail:

- Why the public comment now when we had public hearing at prior meeting?

Mayor Weiss stated this public comment is for any additional items the public might want addressed.

VOTE TO APROVE RESOLUTION NUMBER 84 -09(2).

Ayes: Weiss, Casey, Lackey

Nays: None

Resolution is approved.

ORDINANCES

Mayor Weiss asked for Ordinance 563 to remain tabled until Medford's proposal can be properly vetted

Councilman Casey would like to discuss the Ordinance. Are we at risk of the bids going stale? Manager Urbanik states we have bid continuation agreements

Councilman Lackey motions to remove Ordinance 563 from the table for discussion, seconded by Councilman Casey

VOTE TO UNTABLE ORDINANCE 563.

Ayes: Lackey, Casey

Nays: Weiss

Ordinance is untabled

Councilman Lackey states that Medford numbers are higher than Waste Management by almost 50% higher

Mayor Weiss states that we haven't negotiated the numbers with Medford

Solicitor Lange states we can have a public hearing tonight then retable to allow for discussion with Medford.

Councilman Lackey states we have reviewed this trash collection issue for eight months and no matter what direction we go a new truck will be needed. A new truck if later outsourced can be built into any future agreement.

Mayor Weiss moves Ordinance 563 for second reading and public hearing, seconded by Councilman Lackey

BOROUGH OF MEDFORD LAKES, NJ

ORDINANCE NO. 2009-563

A BOND ORDINANCE OF THE BOROUGH OF MEDFORD LAKES, COUNTY OF BURLINGTON, NEW JERSEY, AUTHORIZING THE ACQUISITION OF A TRASH TRUCK; APPROPRIATING THE SUM OF \$210,000 THEREFORE; AUTHORIZING THE ISSUANCE OF \$199,500 BONDS 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.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MEDFORD LAKES, COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of all members therefore affirmatively concurring) **PURSUANT TO THE PROVISIONS OF THE LOCAL BOND LAW, CHAPTER 169 OF THE LAWS OF 1960 OF THE STATE OF NEW JERSEY, AS AMENDED AND SUPPLEMENTED (“LOCAL BOND LAW”), AS FOLLOWS:**

Section 1. The improvements described in Section 3 of this Ordinance are hereby authorized to be acquired and utilized by the Borough of Medford Lakes (the "Borough"), situate in the County of Burlington, New Jersey as general improvement. For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$210,000, including the sum of \$10,500 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the purposes or improvements and to meet the part of said \$210,000 appropriation not provided for by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$199,500 pursuant to the Local Bond Law. In anticipation of the issuance of bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose; and the period of usefulness of each said purpose within the limitations of the Local Bond Law, all as more fully described in accordance with specifications on file in the office of the Borough Acting Clerk, are as follows:

<u>Purpose/ Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Acquisition of a trash truck for the Borough's public works department, including the acquisition of all related materials and performance of all work necessary therefore and incidental thereto.	\$210,000	\$10,500	\$199,500	5 years

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$199,500.

(c) The estimated cost of the improvement or purposes is \$210,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefore being the amount of \$10,500, the down payment for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Borough's financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the financial officer. The financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8(a). The financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The financial officer is directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser. The financial officer is authorized and directed to comply with all post-issuance requirements under the Internal

Revenue Code of 1986, as amended, to insure that the interest on such bonds or notes remains exempt from gross income for federal income tax and New Jersey Gross Income Tax Act purposes, if so sold, and to make any and all determinations or elections necessary or desirable with regard to such tax status and may invest the proceeds of any such sale in accordance therewith.

Section 5. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution, in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Acting Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this ordinance is not a current expense. They are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property benefited thereby.

(b) The average period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, taking into consideration the respective amounts of bonds or notes, is not less than five (5) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Acting Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement

shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$199,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$5,000.00 for items of expense listed in and permitted under N.J.S.A. §40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The financial officer is authorized to designate such bonds or notes as "Qualified Tax Exempt Obligations" pursuant to I.R.C. Section 265 so long as the Borough has not issued other such obligations beyond the limitations set forth in the Internal Revenue Code of 1986, as amended.

Section 7. All grant monies from any source including but not limited to the New Jersey Dam Restoration Loan Program received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby declares its official intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation

Section 1.150-2(c)(2), made by the Borough prior to the issuance of such bonds or bond anticipation notes.

Section 10. 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 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

VOTE TO MOVE ORDINANCE 563 FOR SECOND READING/PUBLIC HEARING

Ayes: Weiss, Lackey, Casey

Nays: None

Ordinance moved

Councilman Casey believes that we need a truck even if we go to a pay to play program

Mayor Weiss states two theories regarding trash collection, first is to outsource because it is cheaper, second is that we shouldn't be in the trash haul/collection business at all.

Mayor Weiss opens the public hearing for Ordinance #563

Sue Mattio, 121 Wagush Trail:

- Many options for trash collection today
- Due to a lack of maintenance history the figures are not truly understood

Joe Aromando, 285 Shingowack Trail:

- Can this Ordinance be retabled? What costs?

Councilman Casey stated yes and only advertising costs

- The figures keep changing
- Need to do due diligence to investigate all options

Councilman Casey believes in full investigation and vetting of all proposals but at the end of the day we still need a trash truck. Show me a saving in excess of 10% and I will look into it.

Dave Wasson, 97 Wabun Trail:

- Agree with the County recycling
- Agree with pay as you throw
- Advantage of us doing our trash, our people
- Medford's proposal is to raise revenue

Robert Hanold, 45 Natchez Trail:

- Thought this matter was done months ago
- Let council do its job

Joe Aromando, 285 Shingowack Trail:

- Even best intentions should be questioned at times
- Yes, let council do their job and look at the Oaks Hall situation
- Sometimes council's don't make the best decisions

Robert Hanold, 45 Natchez Trail:

- Every decision council makes cannot be slowed up by one or two individuals.
- We are slowing down the process and not allowing them to get other issues dealt with
- Let council move on

Councilman Lackey makes the following points:

- *Yes, it has taken eight months*
- *We bid this purchase twice*
- *Vetted other options already*
- *Recycle bank program has been researched, great for towns with poor recycling efforts.*
- *The Borough is top recycler in its category*
- *Our recycling program is free, recycle bank costs \$11,000 yearly*
- *We would have to buy new buckets*
- *If we outsource in future the new truck would become part of any agreement*
- *Medford's proposal is 40% higher than Waste Management*
- *Pay as you throw would offer lower landfill fees supposedly, charge by volume would offer a potential savings*
- *Cost for specialized equipment on the truck would be \$50-60,000, software would be required for billing another \$2,500*
- *Still have to purchase a truck*
- *Just drive around the Borough, every house has a recycling bin out.*
- *Borough doesn't have the staff to do billing nor enforcement staff*
- *People will put trash in other peoples bins to avoid charge*
- *\$6 to \$8 per house to pre-educate the public*
- *Inconsistent cash flow*
- *No towns could prove a reduction in tonnage nor an increase in recycling*
- *Starting to chip wood in the borough saving on dumping costs*
- *Does see future pay-as-you-throw program for bulk trash and Saturday drop-off*
- *Trash collection has been discussed at length*
- *Thinks we should buy this truck*

Councilman Casey motions to table Ordinance Number 563 to allow for vetting Medford's proposal, seconded by Mayor Weiss

VOTE TO APPROVE MOTION

Ayes: Casey, Weiss, Lackey

Nays: None

Motion approved

Mayor Weiss motions to remove Ordinance 564 from the table for discussion, seconded by Councilman Lackey

VOTE TO UNTABLE ORDINANCE 564.

Ayes: Weiss, Lackey, Casey

Nays:

Ordinance is untabled

Mayor Weiss motions to introduce on second reading and open the public hearing for Ordinance 564, seconded by Councilman Casey

Borough of Medford Lakes, NJ

ORDINANCE NUMBER 564

A BOND ORDINANCE OF THE BOROUGH OF MEDFORD LAKES, COUNTY OF BURLINGTON, NEW JERSEY, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO THE QUOQUE AND MISHEMOKWA DAMS; APPROPRIATING THE SUM OF \$880,000 THEREFORE; AUTHORIZING THE ISSUANCE OF \$866,000 BONDS 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.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MEDFORD LAKES, COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of all members therefore affirmatively concurring) **PURSUANT TO THE PROVISIONS OF THE LOCAL BOND LAW, CHAPTER 169 OF THE LAWS OF 1960 OF THE STATE OF NEW JERSEY, AS AMENDED AND SUPPLEMENTED (“LOCAL BOND LAW”), AS FOLLOWS:**

Section 1. The improvements described in Section 3 of this Ordinance are hereby authorized to be acquired and utilized by the Borough of Medford Lakes (the "Borough"), situate in the County of Burlington, New Jersey as general improvement. For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$880,000, including the sum of \$14,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the purposes or improvements and to meet the part of said \$880,000 appropriation not provided for by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$866,000 pursuant to the Local Bond Law. In anticipation of the issuance of bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements described in Section A of this Ordinance are hereby authorized to be undertaken in order to repair and/or reconstruct essential municipal improvements within the Borough that were lost or significantly damaged as a result of severe storm damage on July 12, 2004. Pursuant to the provisions of N.J.S.A. 40A:2-11(c), no downpayment will be appropriated to the improvements to be financed through this Bond Ordinance.

Section 4. (a) The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose; and the period of usefulness of each said purpose within the limitations of the Local Bond Law, all as more fully described in accordance with specifications on file in the office of the Borough Acting Clerk, are as follows:

<u>Purpose/ Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Construction of New Improvements to Quogue Dam, including the acquisition of all related materials and performance of all work necessary therefore and incidental thereto.	\$600,000	\$0.00	\$600,000	30 years

<u>Purpose/ Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
B. Construction of Maintenance Improvements to Mishemokwa Dam, including the acquisition of all related materials and performance of all work necessary therefore and incidental thereto.	\$280,000	\$14,000	\$266,000	30 years

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$866,000.

(c) The estimated cost of the improvement or purposes is \$880,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefore being the amount of \$14,000, the down payment for said purposes.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Borough's financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the financial officer. The financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8(a). The financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The financial officer is directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser. The financial officer is

authorized and directed to comply with all post-issuance requirements under the Internal Revenue Code of 1986, as amended, to insure that the interest on such bonds or notes remains exempt from gross income for federal income tax and New Jersey Gross Income Tax Act purposes, if so sold, and to make any and all determinations or elections necessary or desirable with regard to such tax status and may invest the proceeds of any such sale in accordance therewith.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution, in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Acting Clerk and is available there for public inspection.

Section 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 4(a) of this ordinance is not a current expense. They are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property benefited thereby.

(b) The average period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, taking into consideration the respective amounts of bonds or notes, is not less than thirty (30) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Acting Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government

Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$866,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$300,000.00 for items of expense listed in and permitted under N.J.S.A. §40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The financial officer is authorized to designate such bonds or notes as "Qualified Tax Exempt Obligations" pursuant to I.R.C. Section 265 so long as the Borough has not issued other such obligations beyond the limitations set forth in the Internal Revenue Code of 1986, as amended.

Section 8. All grant monies from any source including but not limited to the New Jersey Dam Restoration Loan Program received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. The Borough hereby declares its official intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of

1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Borough prior to the issuance of such bonds or bond anticipation notes.

Section 11. 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 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

VOTE TO INTRODUCE ORDINANCE 564 FOR SECOND READING & PUBLIC HEARING

Ayes: Weiss, Casey, Lackey

Nays:

Mayor Weiss opens the public hearing for Ordinance #564

Dave Wasson, 97 Wabun Trail:

- Try to pressure DEP that they classify this as a dam
- Don't believe that it is really a dam
- Our Public Works department could fix for far less cost

Mayor Weiss states that the borough has asked DEP to revisit this issue and DEP stands by its ruling that identified Quogue as a dam and the regulations must be followed

Joe Aromando, 285 Shingowack Trail:

- Who determined these numbers

Manager Urbanik reports that costs were identified by Borough Engineers, Alaimo's \$1.2million was high and Dewberry's \$350,000 was much less. Yes, we do have the 2% state loan. Mishemokwa's cost was estimated by Princeton Hydro Engineering

Mayor and Council state that decommissioning of the dam is not an option.

Robert Hanold, 45 Natchez Trail:

- Maybe we should just fix it and let the State chase us down.

Mayor Weiss stated that purposely violating the State is not the correct method in addressing the problem

Mayor Weiss closes public hearing

VOTE TO ADOPT ORDINANCE 564

Ayes: Weiss, Casey, Lackey

Nays:

Ordinance is adopted

Mayor Weiss motioned to introduce on first reading Ordinance 565, seconded by Councilman Casey

Borough of Medford Lakes, NJ
ORDINANCE NUMBER 565

AN ORDINANCE ADOPTED AND ESTABLISHED AS A STANDARD TO BE USED AS A GUIDE IN DETERMINING THE FITNESS OF A BUILDING FOR HUMAN HABITATION OR OCCUPANCY OR USE

§ -1 Designation of public officer.

The Borough Construction Code Official is hereby designated as the public officer to exercise the powers prescribed by this chapter.

§ -2 Determination that dwelling is unfit; conditions.

For the purpose of this chapter, the public officer may determine that a building is unfit for human habitation or occupancy or use if he finds that conditions exist in such building which are or may become dangerous or injurious to the health or safety of the occupants of such building, the occupants of neighboring buildings or other residents of the Borough of Medford Lakes. Such conditions may include the following, without limiting the generality of the foregoing:

- A. Defects therein increasing the hazards of fire, accident or other calamities.
- B. Lack of adequate ventilation, light or sanitary facilities.
- C. Dilapidation, disrepair, structural defects or uncleanness.
- D. Conditions otherwise inimical to the welfare of the residents of the Borough.

§ -2.1 Adoption of standards.

Pursuant to the provisions of Chapter 21, Public Law 1946 (N.J.S.A. 40:49-5.1 et seq.), the New Jersey State Housing Code (1980 Revision), as approved by the Department of Community Affairs and filed in the Secretary of State's Office, is hereby accepted, adopted and established as a standard to be used as a guide in determining the fitness of a building for human habitation or occupancy or use. A copy of the New Jersey State Housing Code (1980 Revision) is annexed to this ordinance, and three copies of the same have been placed on file in the office of the Borough Clerk and are available to all persons desiring to use and examine same.

§ -3 Notice of complaint; hearing procedure.

Whenever a petition is filed with the public officer or the Borough Manager by a public authority, as defined in N.J.S.A. 40:48-2.4, or by at least five residents of the Borough charging that any building is unfit for human habitation or occupancy or use as herein defined, or whenever it appears to the public officer, on his own motion, that any building is unfit for human habitation or occupancy or use, as herein defined, he shall, if his preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner of and parties in interest in such building a complaint stating the charges in that respect and containing a notice that:

- A. A hearing will be held before the public officer or his designated agent at a place therein fixed not less than seven days nor more than 30 days after the serving of said complaint.
- B. The owner and parties in interest shall be given the right to file an answer to the complaint and to appear in person, or otherwise, and give testimony at the place and time fixed in the complaints.
- C. The rules of evidence prevailing in courts of law or equity shall not be controlling in the hearings.

§ -4 Findings of hearing; issuance of order.

If, after such notice and hearing, the public officer determines that the building under consideration is unfit for human habitation or occupancy or use, as herein defined, he shall state in writing his findings of fact in support of such determination and shall issue and cause to be served upon the owner thereof and parties in interest an order requiring that:

- A. The repair, alteration, improvement or demolition of the said building be made by the owner within a reasonable time, which time shall be set forth in the order.

B. If the owner fails to comply with an order to repair, alter, improve or, demolish the building, the public officer may cause to be posted on the main entrance of any building so closed a placard with the following words: "This building is unfit for human habitation or occupancy or use; the use or occupation of this building is prohibited and unlawful."

C. If the owner fails to comply with an order to repair, remove or demolish the building, the public officer may cause such building to be repaired, removed or demolished or may contract for the removal or demolition thereof after advertisement for and receipt of bids therefor.

D. The amount of:

(1) The cost of filing of legal papers, expert witnesses' fees, search fees and advertising charges, incurred in the course of any proceeding taken under this chapter determined in favor of the municipality; and

(2) Such cost of such repairs, alterations or improvements, or vacating and closing, or removal or demolition, if any, or the amount of the balance thereof remaining after deduction of the sum, if any, realized from the sale of materials derived from such building or from any contract for removal or demolition thereof, shall be a municipal lien against the real property upon which such cost was incurred. If the building is removed or demolished by the public officer, he shall sell the materials of such building. There shall be credited against the cost of the removal or demolition thereof, including the cost of clearing and, if necessary, leveling of the site, the proceeds of any sale of such materials or any sum derived from any contract for the removal or demolition of the building. If there are no such credits or if the sum total of such costs exceeds the total of such credits, a detailed statement of the aforesaid costs and the amount so due shall be filed with the Municipal Tax Assessor or other custodian of the records of tax liens and said official shall file a municipal lien certificate against the real property and a copy thereof shall be forthwith forwarded to the owner by registered mail. If the total of the credits exceed such costs, the balance remaining shall be deposited in the Superior Court by the public officer, shall be secured in such manner as may be directed by such Court and shall be disbursed according to the order or judgment of such Court. Any owner or party in interest may, within 30 days from the date of the filing of the lien certificate, proceed in a summary manner in the Superior Court to contest the reasonableness of the amount or the accuracy of the costs set forth in the municipal lien certificate.

F. If any actual and immediate danger to life is imposed by the threatened collapse of any fire-damaged or structurally unsafe building, the public officer may, after taking such measures as may be necessary to make such building temporarily safe, seek a judgment in summary proceedings for the demolition thereof.

G. Nothing in this section shall be construed to impair or limit in any way the power of the Borough to define and declare nuisances to cause their removal or abatement, by summary proceedings or otherwise, nor is anything in this chapter intended to limit the authority of the Construction Code Official under the State Uniform Construction Code Act (N.J.S.A. 52:27D-119 et seq.) or any rules or regulations adopted thereunder.

§ -5 Service of complaints and orders.

Complaints or orders issued by the public officer pursuant to this chapter shall be served upon persons either personally or by registered mail, but if the whereabouts of such persons is unknown and the same cannot be ascertained by said public officer in the exercise of reasonable diligence, and the public officer shall make an affidavit to that effect, then the serving of such complaint or order upon such persons may be made by publishing the same once in a newspaper printed and published in the County of Burlington and circulated in the Borough. A copy of such complaint or order shall be posted in a conspicuous place on premises affected by the complaint or order, and a copy of such complaint or order shall be duly recorded or lodged for record with the county recording officer of Burlington County.

§ -6 Remedies.

Any person aggrieved by an order issued by a public officer under this chapter may, within 30 days after the posting and service of such order, bring an action for injunctive relief to restrain the public officer from carrying out the provisions of the order and for any other appropriate relief. The court may proceed in the action in a summary manner or otherwise. The remedy herein provided shall be exclusive, and no person affected by an order of the public officer shall be entitled to recover any damages for action taken pursuant thereto or because of noncompliance by any person with any order of the public officer.

§ -7 Powers of public officer.

The public officer is hereby authorized and empowered to exercise such powers as may be necessary or convenient to carry out and effectuate the purposes and provisions of this chapter, including the following, in addition to others herein granted:

- A. To investigate the conditions of buildings in the Borough of Medford Lakes in order to determine which buildings therein are unfit for human habitation.
- B. To administer oaths and affirmations, examine witnesses and receive evidence.
- C. To enter upon premises for the purpose of making examination, provided that such entries shall be made in such manner as to cause the least possible inconvenience to the persons in possession.
- D. To appoint and fix the duties of such officers, agents and employees as he deems necessary to carry out the purposes of this chapter.
- E. To delegate any of his functions and powers under this chapter to such officers and agents as he may designate.

§ -8 Conflict of powers and legislation.

Nothing in this chapter shall be construed to abrogate or impair the power of the Borough or any officer or department to enforce any provisions of its Charter, or its ordinances or regulations, nor to prevent or punish violations thereof, and the powers conferred by this chapter shall be in addition and supplemental to the powers conferred upon the Borough by any other law or ordinance.

§ -9 Costs as obligation of owner.

In the event any building or structure is removed or demolished pursuant to this chapter because it is found to be dangerous to human life or the public welfare or because it constitutes a fire hazard, the Borough Council, in addition to assessing the cost of such removal or demolition as a municipal lien against the premises, may enforce the payment of such assessment, together with interest, as a debt of the owner of the premises and may authorize the institution of an action at law for the collection thereof. The Superior Court or the Burlington County District Court shall have jurisdiction over any such action.

§ -10 Use of dwellings.

] A. No person shall occupy as owner occupant or rent to another for occupancy any dwelling or dwelling unit for the purpose of living therein which does not conform to the provisions of the New Jersey State Housing Code (1980 Revision) established herein, which shall also be utilized as a standard to be used in determining whether a dwelling is safe, sanitary and fit for human habitation and rental.

B. The public officer is hereby authorized and directed to make inspections to determine the condition of dwellings, dwelling units, rooming units and premises located within the Borough of Medford Lakes in order that he may perform the duty of safeguarding the health and safety of the occupants of the dwellings and of the general public. For purpose of making such inspections, the public officer is hereby authorized to enter and examine and survey at all reasonable times all dwellings, dwelling units, rooming units and premises.

C. Whenever the public officer determines that there are reasonable grounds that there has been a violation of any provision of the New Jersey State Housing Code, he shall give notice of such alleged violation to the person or persons responsible therefore setting forth in detail a statement of the reasons and a reasonable time for the correction of the condition. Service of the notice shall be either made personally upon the owner or agent or by a copy thereof being sent by certified mail to his last known address or by any other method authorized or required by the laws of the State of New Jersey. Any person affected by any notice may request a hearing from the Borough Manager and shall be granted the same within 15 days of request, provided that a written petition requesting the hearing and setting forth a brief statement of the grounds shall be served on the public officer and filed with the Office of the Borough Manager. The hearing shall be within 30 days of the date of the receipt of the request. At the hearing, the petitioner shall be given opportunity to be heard and to show why the notice should be modified or withdrawn. The Borough Manager, after the hearing, shall sustain, modify or withdraw the notice, in writing.

§ -11 Violations and penalties.

Any person, firm or corporation violating any provision of this chapter shall, upon conviction, be punishable as provided in Chapter __, General Provisions, Article __ of this Code.

This Ordinance shall take effect immediately upon its final passage and publication according to law.

VOTE TO INTRODUCE ORDINANCE 565.

Ayes: Weiss, Lackey, Casey

Nays:

Councilman Casey asked where the language for the ordinance came from

Solicitor Lange explains that it was a blending from other towns with similar situations, largely based on one from Evesham, NJ. Attempted to formulate an Ordinance that this council was looking for

Mayor and Council request that both Tom Heck and Dave Crane attend the workshop meeting on July 22nd to discuss the proposed ordinance.

Councilman Casey motions to table Ordinance 565, seconded by Councilman Lackey

VOTE TO TABLE ORDINANCE 565.

Ayes: Casey, Lackey, Weiss

Nays:

Ordinance is tabled

CONSENT AGENDA RESOLUTIONS

Mayor Weiss introduces and reads by title the pending consent agenda resolutions 103, 104, 105, 106, 107 and 108, seconded by Councilman Casey.

RESOLUTION NUMBER 103-09

A RESOLUTION AUTHORIZING THE SECOND HALF REFUND OF A STREET OPENING PERMIT IN THE AMOUNT OF \$750.00

RESOLUTION NUMBER 104-09

A RESOLUTION AUTHORIZING TEMPORARY TRAFFIC REGULATIONS FOR A BLOCK PARTY ON MEESHAWAY TRAIL

RESOLUTION NUMBER 105-09

A RESOLUTION ACKNOWLEDGING RECEIPT AND REVIEW OF THE CORRECTIVE ACTION PLAN RELATED TO THE 2008 MUNICIPAL AUDIT

RESOLUTION NUMBER 106-09

A RESOLUTION TO CANCEL \$500.00 FROM THE MUNICIPAL ALLIANCE GRANT REVENUE TO MATCH GRANT AWARD

RESOLUTION NUMBER 107-09

A RESOLUTION AUTHORIZING THE JUNIOR WOMENS AUXILIARY TO HAVE A SOCIAL AFFAIR AT BEACH NUMBER THREE

RESOLUTION NUMBER 108-09

A RESOLUTION AUTHORIZING THE PUBLICATION IN FULL OR IN PART OF EXECUTIVE SESSION MINUTES ALSO KNOWN AS CLOSED SESSION MINUTES PREVIOUSLY ADOPTED BY COUNCIL

WORKSHOP ITEMS

Manager Urbanik explains the two were for Council to review and see if one fits the borough better than the other

Councilman Casey asks Chief Martine his thoughts on the ordinance

Chief Martine explains the common practice by municipalities to except applications and what items are usually found in towing ordinances, etc.

Councilman Casey would like the Ordinance to allow for fees to be set by resolution

Mayor Weiss requests council to forward comments to Solicitor Lange and set second reading for July 8th meeting

PUBLIC COMMENT

Mayor Weiss opened meeting to public comment

Sue Mattio, 121 Wagush Trail:

- Would like to see council direct Borough Engineer to contact the State regarding PAYT program

Joe Aromando, 285 Shingowack Trail:

- Councilman Lackey provided in-depth statement regarding trash ordinance yet it was after the close of public comment on the ordinance
- Statement of Medford Lakes being number one is misleading when we have a 24hr drop-off that is calculated into our overall tonnage
- The resolutions regarding the social affairs event is that related to the new ordinance allowing consumption on the beach?
- The other block party didn't request the consumption permit

Chief Martine will redo the Block Party Application to include the option of applying for a waiver on an alcohol request

- Will council follow-up on audit correction?
- Recommend use of existing towing ordinance from 2004
- Status on FEMA reimbursement?
- Status on an improved Tax Assessor's report
- Appears that we are going through a, "flavor of the month" ordinance process

Manager Urbanik states he is still working with the Assessor over his monthly report

Mayor Weiss reports that he has met with Congressman Adler and FEMA Region II Director and we are awaiting responses. Borough and its lobbyist group are going after all angles to improve reimbursement.

Bob McGowan, 18 Cochise Circle:

- Thank you Councilman Lackey for doing such an exhaustive investigation regarding the trash issue

Mayor Weiss closes public comment

ACTION ON CONSENT RESOLUTIONS

Mayor Weiss calls the vote for the Consent Agenda Resolutions

RESOLUTION NUMBER 103-09

**A RESOLUTION AUTHORIZING THE SECOND-HALF REFUND
OF A PLUMBING AND STREET OPENING PERMIT FOR 169 SITTING BULL TRAIL ALSO KNOWN
AS BLOCK #30034, LOT #5, 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 June 17, 2009 the Construction Official 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>
Elaine Loreaux Bull Trail 169 Sitting Bull Trail Medford Lakes, NJ 08055	\$750.00	169 Sitting

RESOLUTION 104-09

A RESOLUTION AUTHORIZING TEMPORARY TRAFFIC REGULATIONS

WHEREAS, on July 4, 2009, 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, 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 Sitting Bull Trail and Piute Trail; and

3. the aforementioned street closing shall be between 9:00am and 9:00pm; and
4. block party contact person #1 is Paul Rogers, 133 Meeshaway Trail, (609) 714-1155, and contact person #2 is Steve Denham, 643 Medford Leas Way, Medford, NJ, (609) 654-3643 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.

RESOLUTION NUMBER 105-09

RESOLUTION OF THE BOROUGH OF MEDFORD LAKES, BURLINGTON COUNTY NEW JERSEY, APPROVING A CORRECTIVE ACTION PLAN IN CONJUNCTION WITH THE 2008 AUDIT RECOMMENDATIONS AND COMMENTS

WHEREAS, the Chief Financial Officer has submitted her recommended Corrective Action Plan relative to the 2008 Municipal Audit; and

WHEREAS, state statutes require the adoption of a corrective action plan within 60 days of the receipt of the municipal audit; and

WHEREAS, it is the desire of the Governing Body of the Borough of Medford Lakes to approve such Corrective Action Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Medford Lakes, Burlington County, NJ, that the attached corrective action plan as prepared by the Chief Financial Officer is hereby approved.

BE IT FURTHER RESOLVED, that a certified copy of this resolution and the corrective action plan be forwarded to the Division of Local Government Services, Bureau of Financial Regulation and Assistance, PO Box 803, Trenton NJ 08625.

RESOLUTION NUMBER 106-09

RESOLUTION TO CANCEL \$500 FROM THE 2009 MUNICIPAL DRUG ALLIANCE GRANT REVENUE AND APPROPRIATION IN THE BUDGET OF THE BOROUGH OF MEDFORD LAKES. CANCELLATION IS BEING DONE SO THAT THE APPROPRIATION MATCHES THE GRANT AWARD

BE IT RESOLVED, by the Mayor and Council of the Borough of Medford Lakes, in the County of Burlington, State of New Jersey, that the amount anticipated and appropriated in the 2009 Municipal Drug Alliance category of the 2009 Adopted Municipal Budget; be hereby reduced by \$500. Therefore, the final 2009 Anticipated Revenue for Municipal Drug Alliance shall be \$10,000 and the County Share of the Appropriation shall be \$10,000, which is the amount of the 2009 Grant Award.

BE IT FURTHER RESOLVED, that a copy of this resolution be forward to the State of New Jersey, Division of Local Government Services, and the Chief Financial Officer upon adoption.

RESOLUTION NUMBER 107-09

A RESOLUTION AUTHORIZING THE JUNIOR WOMEN'S AUXILIARY OF MEDFORD LAKES PERMISSION TO ALLOW CONSUMPTION OF ALCOHOL AS SUBMITTED IN THEIR SPECIAL PERMIT FOR A SOCIAL AFFAIR EVENT

WHEREAS, the Medford Lakes Junior Women's Auxiliary of the Medford Lakes Colony has applied for a State of NJ Special Permit for a Social Affair Event; and

WHEREAS, the event is to be held at Beach #3 of the Medford Lakes Colony; and

WHEREAS, Ordinance Number 562 allows for the consumption of alcohol on privately owned property considered accessible to the public with permission of the property owner and approval by Borough Council.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Medford Lakes, in the County of Burlington, State of New Jersey, that the Junior Women's Auxiliary of the Medford Lakes Colony are given approval to conduct their Social Affair Event in accordance with Ordinance Number 562 and their NJ State Social Affair Permit attached hereunto.

BE IT FURTHER RESOLVED, that a copy of this resolution be forward to the Chief of the Medford Lakes Police Department.

RESOLUTION NUMBER 108-09

A RESOLUTION AUTHORIZING THE PUBLICATION IN FULL OR IN PART OF EXECUTIVE SESSION MINUTES ALSO KNOWN AS CLOSED SESSION MINUTES PREVIOUSLY ADOPTED BY COUNCIL

WHEREAS, on occasion the Borough Council is required to meet in an executive session closed to the public to discuss issues in private and in accordance with N.J.S.A. 10:4-12; and

WHEREAS, minutes of these meetings are taken by the Borough Clerk; and

WHEREAS, after adoption of the minutes by the Borough Council and review by the Borough Solicitor items no longer needing to be kept in confidence are to be made available to the public.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Medford Lakes, in the County of Burlington, State of New Jersey, that the following minutes previously adopted by borough Council and reviewed by the Borough Solicitor are hereby in full or in part made available to the public:

- January 31, 2008 – Adopted June 26, 2008 – Full Release
- March 27, 2008 – Adopted June 26, 2008 – Full Release
- May 8, 2008 – Adopted May 22, 2008 – Full Release
- May 22, 2008 – Adopted June 12, 2008 – Partial Release – Holding Wastewater Contract Section
- June 12, 2008 – Adopted June 26, 2008 – Partial Release – Holding WJ Gross Contract Section
- June 26, 2008 – Adopted July 17, 2008 – Partial Release – Holding WJ Gross Contract Section
- July 31, 2008 – Adopted August 14, 2008 – Partial Release – Holding WJ Gross Contract Section
- August 28, 2008 – Adopted September 25, 2008 – Partial Release – Holding WJ Gross Section
- October 9, 2008 – Adopted December 4, 2008 – Full Release
- October 23, 2008 – Adopted December 4, 2008 – Partial Release – Holding WJ Gross Section
- November 20, 2008 – Adopted December 18, 2008 – Partial Release – Holding WJ Gross Section
- December 4, 2008 – Adopted December 18, 2008 – Partial Release – Holding MLPOA Contract Section

VOTE TO APPROVE RESOLUTION NUMBERS 103, 104, 105, 106, 107 and 108-09.

Ayes: Weiss, Casey, Lackey

Nays: None

Resolutions are approved.

Mayor Weiss motioned to adjourn the public meeting, Seconded by Councilman Casey

VOTE TO ADJOURN PUBLIC MEETING

Ayes: Weiss, Casey, Lackey

Nays: None

June 24, 2009 Minutes: MJM

