

Egg Harbor Township Committee Meeting  
Municipal Building, Bargaintown Road  
Egg Harbor Township NJ 08234

Wednesday, January 12, 2011 – 5:00 p.m.

## MINUTES

Deputy Mayor John Risley called the meeting to Order at 5:12 p.m.

Deputy Township Clerk read the opening statement pursuant to the Open Public Meetings Act.

Roll Call:	Joe Cafero	-present
	John Carman, Jr.	-present
	Paul Hodson	-present
	John Risley	-present
	James J. McCullough	- arrived at 5:18 p.m.

### Old Business

Solid Waste Collection Bids. Administrator Miller and Public Works Director made a presentation to the Township Committee on the automated trash collection system.

### Presentations

Mayor McCullough presented Chief Blaze Catania with a plaque for in recognition of his trusted years of service to the Township. In addition, Chief Catania was presented with a crystal Eagle for his retirement from the Township.

### Taxicab Hearings

Creyton Shepherd appeared before the Township in order to appeal the denial of his taxicab driver's license. He was asked several questions and advised that the Township would discuss his appeal in closed session and advise him within a week of the Township's decision to renew.

Gerard Revolus appeared before the Township in order to appeal the denial of his taxicab driver's license. He was asked several questions and advised that the Township would discuss his appeal in closed session and advise him within a week of the Township's decision to renew.

### Meeting with Township Engineer Mott

Engineer Mott discussed the street vacation request on this evening's agenda as Ordinance 5. It is a request made by Commercial Realty & Resource Corp. the vacation is to accommodate a solar field by the Atlantic City Expressway where it intersects Fire Road. There are no adverse issues with granting the street vacation. However, there is an individual named Mr. Gross who claims he owns two parcels in the area. Mr. Gross has not been able to provide title to the parcels he claims he owns.

Commercial Realty & Resource has had title work done and it appears to be clear.

**New Business**

Pawn Ordinance. Administrator Miller advised that he received a proposal from the Police Department to streamline pawn transactions in Egg Harbor Township. Every piece of jewelry which is transacted at a pawn shop in the Township would be recorded electronically and a fee would be collected. This procedure will hopefully lessen burglaries and assist with the recovery of stolen items. Administrator Miller indicated he would use Atlantic City’s ordinance as a model in order that we may introduce a similar ordinance in two weeks.

Zoning Change Somers Point – Longport Blvd. There is a split of land owned by Sweyers who ran a dredging operation. The business has not been active. Mr. Sweyers would like to use the property for a billboard. It is in a marine commercial zone. A billboard can go up as a conditional use. This is in a conservation easement and would need a use variance. Would the Township consider a zoning change? A discussion was entertained and direction was given that the Planning Board must consider what they are doing there and the decision should rest with them.

Deputy Township Clerk read the video broadcast/television statement at 6:06 p.m.

The Pledge of Allegiance was led by Mayor McCullough.

Roll Call:	Joe Cafero	-present
	John Carman, Jr.	-present
	Paul Hodson	-present
	John Risley	-present
	James J. McCullough	-present

**Ordinance Introductions**

Number	Title
1	<p><b>An ordinance to exceed the municipal budget appropriation limits and to establish a CAP Bank (N.J.S.A. 40A:4-45.14)</b></p> <p><i>Ordinance 1-2011 to be published in <u>The Mainland Journal</u> on January 19, 2011, for further consideration at a Public Hearing to be held on February 9, 2011. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk’s Office during regular business hours until the date of the public hearing.</i></p>
<b>Purpose</b>	The purpose of this ordinance is to exceed the municipal budget appropriation limit
<b>Motion</b>	Motion Cafero, second Hodson
<b>Roll Call Vote</b>	Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes
2	<p><b>An ordinance to amend Chapter 96 of the Township Code entitled “Disorderly Persons”</b></p> <p><i>Ordinance 2-2011 to be published in <u>The Mainland Journal</u> on January 19, 2011,</i></p>

<p><b>Purpose</b></p> <p><b>Motion</b></p> <p><b>Roll Call Vote</b></p>	<p><i>for further consideration at a Public Hearing to be held on February 9, 2011. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i></p> <p>Deleting and revising section of Township Code addressing plant mutilation; defacing property; indecent or lewd exposure</p> <p>Motion Hodson, second Cafero</p> <p>Cafero - yes    Carman - yes    Hodson - yes    Risley - yes    McCullough - yes</p>
<p><b>3</b></p> <p><b>Purpose</b></p> <p><b>Motion</b></p> <p><b>Roll Call Vote</b></p>	<p><b>An ordinance to amend the Code of the Township of Egg Harbor, Chapter 115 thereof, entitled Games of Chance</b></p> <p><i>Ordinance 3-2011 to be published in <u>The Mainland Journal</u> on January 19, 2011, for further consideration at a Public Hearing to be held on February 9, 2011. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i></p> <p>Amending Section 115-2, Fees, by reducing municipal fees for bingo and raffle licenses to be no greater than \$300</p> <p>Motion Carman, second Hodson</p> <p>Cafero - yes    Carman - yes    Hodson - yes    Risley - yes    McCullough - yes</p>
<p><b>4</b></p> <p><b>Purpose</b></p> <p><b>Motion</b></p> <p><b>Roll Call Vote</b></p>	<p><b>An ordinance authorizing an agreement for tax abatement with Walgreen Eastern Co., Inc. For property located at 2247 Ocean Heights Avenue</b></p> <p><i>Ordinance 4-2011 to be published in <u>The Mainland Journal</u> on January 19, 2011, for further consideration at a Public Hearing to be held on February 9, 2011. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i></p> <p><i>To grant a tax abatement for Walgreen's retail store located at 2247 Ocean Heights Avenue</i></p> <p>Motion Risley, second Hodson</p> <p>Cafero - yes    Carman - yes    Hodson - yes    Risley - yes    McCullough - yes</p>
<p><b>5</b></p> <p><b>Purpose</b></p>	<p><b>An ordinance to vacate a portion of Gravesmith Drive, Hudson Avenue and two 10 foot wide alleys, as described by metes and bounds and located in the Township of Egg Harbor, County of Atlantic and State of New Jersey</b></p> <p><i>Ordinance 5-2011 to be published in <u>The Mainland Journal</u> on January 19, 2011, for further consideration at a Public Hearing to be held on February 9, 2011. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i></p> <p>To vacate portions of Gravesmith Drive, Hudson Avenue and two alleys in conjunction with site plan requirements for a renewable energy facility</p>

<b>Motion</b>	Motion Cafero, second Carman				
<b>Roll Call Vote</b>	Cafero - yes	Carman - yes	Hodson - yes	Risley - yes	McCullough - yes

**General Public Discussion**

Frank Sutton, Atlantic County Freeholder. Mr. Sutton wished everyone a happy and healthy new year. He advised that on January 18 County Executive Levinson will present the county’s budget and everyone is invited to attend. He spoke about the last three snow storms and the 300 miles of county roadway. The county was put to the test of snow removal. They are using a saline solution this year before the onset of snow and it has worked well with snow melting. He reported on road projects that pertain to Egg Harbor Township. Washington & Fire Road intersection improvement: a contract has been awarded and weather permitting, should begin soon. Airport Circle: this project is scheduled for completion in September 2011. Traffic light at West Jersey and Spruce Avenues: The design is completed, but the project is being held up by the New Jersey Department of Environmental Protection because of an encroachment on the bike path. Fire and Mill Road: An overhaul is a ways off. The county is trying to get a green turn signal. The county will attempt installation itself. The pole and foundation have to be replaced. It is not a simple solution. English Creek & West Jersey Avenues: This intersection is scheduled for an overlay. It will be done this year. Somers Point Mays Landing Road (Somers Point side of Jobs Bridge): scheduled for an overlay.

Frank Sutton, Egg Harbor Township Emergency Management Coordinator. The Township has close to 400 miles of roadway. It is a difficult task to do snow removal. The Department of Public Works did a great job. The Police Department, EMS and Fire Company also did a great job.

Mayor McCullough – accolades to Frank Sutton as Emergency Management Coordinator.

John Carman – Frank serves as our Emergency Management Coordinator on a volunteer basis with no pay. Committeeman Carman thanked him.

Fire Chief Danz – Frank has been a member of the Cardiff Fire Company for about 35 years. He thanked him as well.

Chief Danz, Fire Chief. Fire Chief Danz spoke about the Press coverage the Egg Harbor Township Fire Department got in connection with the recent fire in the mobile home park on the Black Horse Pike. Chief Danz laid out a time line of events and about the actual response time versus the response time the Press published.

Motion Carman, second Hodson to close the general public discussion portion of the meeting. All members present voted yes.

**Resolutions (Consent Calendar)**

<b>Number</b>	<b>Resolution</b>
59	Resolution authorizing execution of support and maintenance contract with Edmunds & Associates, Inc. for the financial, escrow and requisition accounting software

60	Resolution authorizing execution of maintenance agreement with ITS Mailing Systems, Inc. for the Finance Department
61	Resolution authorizing execution of one-year maintenance agreement for Konica Minolta copier
62	Resolution fixing the rate of interest to be charged on delinquent taxes or assessments
63	Resolution authorizing service charges for returned checks
64	Resolution authorizing the Tax Collector of the Township of Egg Harbor to issue Duplicate Tax Sale Certificates in accordance with <u>N.J.S.A. 54:5-52.1</u> and charge a fee of \$100 for the issuance thereof
65	Resolution authorizing method of payment for delinquent taxes
66	Resolution authorizing cancellation of property tax credits or delinquent amounts of less than \$10
67	Resolution authorizing cancellation of Tax Sale Certificate 10-00838 for Block 7101, Lot 17
68	Resolution authorizing cancellation of Tax Sale Certificate 10-00666 for Block 5301, Lot 25
69	Resolution authorizing cancellation of Tax Sale Certificate 10-00302 for Block 1935, Lot 23
70	Resolution authorizing refund of overpaid taxes – numerous
71	Resolution authorizing cancellation and refund of taxes pursuant to N.J.S.A. 54:4-3.30 & N.J.S.A. 54:4-3.32 on property known as Block 1703, Lot 14.06 (12 Tradition Circle)
73	Resolution authorizing the release of escrow for The Shoppes @ English Creek
74	Resolution establishing salary for Police Chief Morris
75	Resolution establishing salaries for Captain Tavarez and Police Captain Woods
76	Resolution granting FMLA leave without pay to Kathleen Johnson
<b>Motion</b>	Motion Hodson, second Cafero to adopt Consent Calendar Resolutions 59 through 71 and 73 through 76
<b>Roll Call Vote</b>	Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes

<b>Number</b>	<b>Resolution</b>
72	Resolution authorizing cancellation and refund of taxes pursuant to N.J.S.A. 54:4-3.30 & N.J.S.A. 54:4-3.32 on property known as Block 5701, Lot 3.01 (9 Poplar Avenue)
<b>Motion</b>	Motion Carman, second Hodson to adopt Resolution 72
<b>Roll Call Vote</b>	Cafero - yes Carman - yes Hodson - yes Risley - abstain McCullough - yes

<b>Number</b>	<b>Resolution</b>
77	Authorizing payment of all bills pursuant to Exhibit A
<b>Motion</b>	Motion Carman, second Hodson to adopt Resolution 77
<b>Roll Call Vote</b>	Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes

Number	Resolution
78	Authorizing payment of all bills pursuant to Exhibit A
79	
80	
81	
Motion	Motion Carman, second Hodson to adopt Resolution 78 through 81
Roll Call Vote	Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes

## Reports

### *Township Committee:*

- **Joe Cafero.** Committeeman Cafero spoke about his interaction with the Township's department heads and is proud of them. He also thanked the Department of Public Works on the fine job they did during the snow storms.
- **John Carman.** Committeeman Carman had nothing to report.
- **John Risley.** Deputy Mayor Risley had nothing to report.
- **Paul Hodson.** Committeeman Hodson wished everyone a happy, safe and peaceful new year. He wished to touch on the comments made by Fire Chief Danz and Freeholder Sutton and thanked everyone for the extra efforts. Asked that everyone be careful, think twice and err on the side of caution. He thanked all those who rose to the occasion during the storm periods.

### *Administrator:*

- *Administrator Miller had nothing to report.*

## Approvals

Motion Carman, second Cafero to approve the Closed Executive Session Meeting Minutes of December 8, 2010 pursuant to Resolution No. 452 of 2010

**Roll Call Vote:** Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes

Motion Cafero, second Hodson to approve the Regular Meeting Minutes of the Egg Harbor Township Committee meeting of December 22, 2010

**Vote:** All members present voted yes.

Motion Cafero, second Hodson to approve the Closed Executive Session Meeting Minutes of December 22, 2010 pursuant to Resolution No. 466 of 2010

**Roll Call Vote:** Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes

Motion Cafero, second Hodson to approve the Egg Harbor Township 2011 Reorganization Meeting Minutes of January 1, 2011

**Vote:** All members present voted yes.

Motion Carman, second Cafero to approve the Departmental Reports for the month ending December 2010

**Vote:** All members present voted yes.

Motion Cafero, second Hodson to approve the payroll for the month ending December 2010 in the sum of \$1,275,488.24

**Vote:** All members present voted yes.

#### Closed Session

Number	Title
58	Authorizing the Township Committee to convene into a Closed Executive Session to discuss matters which may involve litigation and/or personnel
<b>Motion</b>	<b>Motion Hodson, second Cafero to convene into closed session</b>
<b>Roll Call Vote</b>	Cafero - yes Carman - yes Hodson - yes Risley - yes McCullough - yes

Number	Title
6	<b>An Ordinance fixing the salaries of certain officials and employees of the Township of Egg Harbor for the year 2011</b> <i>Ordinance 6-2011 to be published in <u>The Mainland Journal</u> on January 19, 2011, for further consideration at a Public Hearing to be held on February 9, 2011. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i>
<b>Purpose</b>	The purpose of this Ordinance is to set the salaries for the GWU Bargaining Unit Employees of the Township for the calendar year 2011.
<b>Motion</b>	Motion Risley, second Hodson
<b>Roll Call Vote</b>	Cafero - abstain Carman - yes Hodson - yes Risley - yes McCullough - yes

Committeeman Carman asked Administrator Miller when the preliminary budget would be coming out and Administrator Miller responded that it would be out before the end of the month.

#### Adjournment

Motion Carman, second Hodson to adjourn the meeting at 7:22 p.m.

**Vote:** All members present voted yes.