

Egg Harbor Township Committee Meeting
Municipal Building, Bargaintown Road
Egg Harbor Township NJ 08234
Wednesday, April 25, 2012 – 5:00 p.m.

Minutes

Mayor McCullough called the Meeting to Order at 5:02 p.m.

Township Clerk Tedesco read the Opening Statement Pursuant to the Open Public Meetings Act

Roll Call:

Joe Cafero	present
John Carman, Jr.	present
Paul Hodson	present
Laura Pfrommer	present
James J. McCullough	present

Mayor McCullough advised Township Solicitor Friedman was in criminal court, but would be arriving later in the meeting.

Old Business

Ordinance 37 of 2011 – Pinelands Amendments

Administrator Miller said The Pinelands Commission has conditionally approved our Ordinance 37 of 2011. However, they are requiring amendments which are being presented tonight as Ordinance 22. Following adoption The Pinelands Commission will approve Ordinance 37-2011. Mr. Miller said he believes the South Jersey Builders League will then challenge Ordinance 37-2011.

Committeeman Carman said he feels these ordinances create an unfair tax and he will not vote in favor.

New Business

Support of A-2717 – Municipal Housing Trust Funds (COAH)

Administrator Miller asked for Township Committee's consideration of Resolution 191 supporting A-2717. This Bill extends the time period for municipalities to commit to expend collected development fees and payments in-lieu of constructing affordable units.

Support of A-2454 – Seasonal Unemployment Benefits

Administrator Miller explained Resolution 192 urges the State Legislature to approve A-2454, which would alter eligibility requirements for unemployment insurance for seasonal public entity workers. This bill would prohibit seasonal employees from collecting unemployment benefits.

Township Solicitor Friedman arrived at 5:13 p.m.

Donation of Block 4206, Lot 11

Administrator Miller recommended Township Committee consider acceptance of a small parcel in West Atlantic City from Mr. and Mrs. Cohen. He explained this property is located in the re-development zone and appears to

have clear title. Administrator Miller will prepare an ordinance for consideration at the next Township Committee meeting.

Purchase of Block 2915, Lot 9

Administrator Miller explained he has successfully negotiated the purchase of a small lot on Manhattan Avenue for \$5,500. The parcel is located in the vicinity of the PAL facility near Cates Road and will add to the property inventory the Township owns in that area.

Other Business (not listed on the Agenda)

Banking Services

Administrator Miller advised only 1 bid was received for banking services which was from Cape Bank. Their terms provide for a three percent processing charge to customers who choose to pay by credit card. Following a brief discussion Township Committee agreed to act upon a resolution to award banking services to Cape Bank. Signs will be posted in advance of the start of the new processing fee going into effect.

Closed Session

Number	Title
186	Authorizing the Township Committee to convene into a Closed Executive Session to discuss matters which involve litigation; State of New Jersey v. Gittlemen, Levitt v. Hackney et al and Personnel; Police Promotions
Motion	Motion Hodson, second Pfrommer to approve Resolution 186
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Mayor McCullough reconvened the meeting at 5:55 p.m.

Township Clerk Tedesco read the Video Broadcast/Television Statement

Mayor McCullough lead the Pledge of Allegiance

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

Resolutions (Consent Calendar)

Number	Title
190	Resolution authorizing adoption of updated Personnel Manual
191	Resolution supporting A-2717 extending the time period for municipalities to commit to expend collected development fees and payments in-lieu of constructing affordable units
192	Resolution urging the State Legislature to approve A-2454, which would alter eligibility requirements for unemployment insurance for seasonal public entity workers
193	Resolution authorizing the sale of Township property and vehicles that have been

	deemed surplus or abandoned with GOVDEALS, Inc.
194	Resolution temporarily prohibiting parking on either side of High School Drive between English Creek Avenue and Tremont Avenue and Jake Glassey Drive from High School Drive to English Creek Avenue
195	Resolution authorizing execution of inter-local services agreement for rubbish removal services for the 2012-2013 school year between Township of Egg Harbor and Egg Harbor Township Board of Education
196	Resolution authorizing execution of maintenance contract with Wycom Corporation for Check Security/Signing System located in the Finance Office
197	Resolution authorizing execution of maintenance agreement with ERSI, Inc.
198	Resolution authorizing execution of service and software support contract with The PERCS Index Inc. for Evidence Manager in the Police Department
199	Resolution authorizing execution of maintenance agreement with Veramark Technologies Inc.
200	Resolution authorizing the assignment of Tax Sale Certificates(numerous)
201	Resolution authorizing refund of Special Events Permit to Bargaintown Volunteer Fire Company
202	Resolution authorizing acceptance of improvements of Ivins Woods
203	Resolution granting unpaid military leave to Melvin Laramore
204	Resolution granting FMLA Leave without Pay to Sharon Riley
205	Resolution approving permanent employee status for William Ingersoll and Jamal Sharif
Motion	Motion Hodson, second Cafero to approve Consent Calendar Resolutions 190 through 205
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Resolution (Bill List)

Number	Title
206	Authorizing payment of all bills pursuant to Exhibit A
Motion	Motion Carman, second Hodson to adopt Resolution 206
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Resolutions (Supplemental Consent Calendar)

Number	Title
207	Resolution designating CAPE Bank as depository for Township offices for the period of May 7, 2012 to May 6, 2012
208	Resolution appointing an attorney to represent Township in State of New Jersey v. Gittlemen
209	Resolution appointing Sergeant Monroe as an Acting Lieutenant
210	Resolution appointing members to the EHT Municipal Utilities Authority
Motion	Motion Hodson, second Cafero to approve Consent Calendar Resolutions 207 through 210
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-abstain McCullough-yes

Ordinances – Introduction

Number	Title
22	An ordinance to amend the Code of the Township of Egg Harbor, Chapter 225 thereof, entitled “Zoning” specifically RG-1 through RG-5 Residential Districts
Purpose	The purpose of this ordinance is to amend Chapter 225 to provide for affordable housing within The Pinelands area. <i>Ordinance 22-2012 to be published in <u>The Mainland Journal</u> on May 2, 2012, for further consideration at a Public Hearing to be held on May 30, 2012. 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>
Motion	Motion Cafero, second Hodson to introduce Ordinance 22 Committeeman Carman commented that he will not vote in favor of this ordinance as he feels The Pinelands and COAH are putting the Township in a position of being enforcers and that it is an imposed tax. Mayor McCullough said he feels the ordinance will be a deterrent to future construction.
Roll Call Vote	Cafero-yes Carman-no Hodson-yes Pfrommer-yes McCullough-yes
23	An ordinance authorizing the acquisition of property known as Block 2915, Lot 9, Manhattan Avenue, as set forth on the official tax map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is to acquire land for open space purposes. <i>Ordinance 23-2012 to be published in <u>The Mainland Journal</u> on May 2, 2012, for further consideration at a Public Hearing to be held on May 30, 2012. 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>
Motion	Motion Pfrommer, second Hodson to introduce Ordinance 23
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

General Public Discussion

No one came forward

Motion Cafero, second Hodson to close the public portion. Vote: all voted, yes

Approvals

Motion /Vote	Meeting Minutes
Motion	Motion Pfrommer, second Hodson to approve the Closed Executive Session minutes of the Egg Harbor Township Committee meeting of March 28, 2012, pursuant to Resolution 168
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

2012 Budget Adoption – Public Hearing

Mayor McCullough introduced Township Auditor Robert Swartz who explained the 2012 Municipal Budget has a zero local purpose tax. However, he cautioned the need to keep a close eye on the budget through the year. Mr. Swartz said the budget is \$83,000 under the Levy Cap which is very good and noted the county tax is also down. The only increase will be a thirteen cent tax for school taxes.

Administrator Miller advised the Open Space Budget (one million dollars) is included in the Municipal Budget. Therefore, any comments regarding Open Space need to be made at this time.

Public Hearing

Paul Rosenberg, Bargaintown thanked the Township Committee and Administrator Miller for their efforts in working together for the 2012 municipal budget.

Len Dagit, Point Drive said he understands how difficult it was to attain a zero local purpose tax. He is also disappointed in the school board tax increase.

Motion Hodson, second Cafero to close the public hearing.

Roll Call Vote: Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Mayor McCullough said \$1.2 million was cut from the municipal budget which was very difficult. The Township used \$165,000 less from surplus. The Mayor also noted there was a large increase in Tax Sales this past year which he believes is an indication of the economic state of the Township .

Committeeman Cafero commented the budget process was an on-going effort through the year. The end result is a solid municipal budget.

Number	Title
187	Resolution providing self-examination of 2012 budget
Motion	Motion Hodson, second Carman to approve Resolution 187
	Auditor Swartz commented that because the Township is in good financial condition we were able to meet the criteria for self-examination .
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
188	Resolution authorizing the budget to be read by title only
Motion	Motion Pfrommer, second Cafero to approve Resolution 188
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
189	Resolution authorizing the adoption of the 2012 Municipal Budget
Motion	Motion Cafero, second Carman to close the public hearing on the 2012 municipal budget
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Ordinances – Public Hearings

Number	Title
13	An ordinance to amend the Code of the Township of Egg Harbor, Chapter 213 thereof, entitled Vehicles and Traffic
Purpose	The purpose of this ordinance is to establish the speed limit along Ridge Avenue between Mill Road and LaCosta Drive at 35 m.p.h.
Public Comment	No one came forward
Motion	Motion to close the public comment portion of Ordinance 13
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Hodson, second Pfrommer to adopt Ordinance 13
	Committeeman Cafero asked when signs would be posted. Administrator Miller replied thirty days.
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
14	An ordinance providing for the acceptance of a Deed conveying real property, drainage basin at Ivins Woods, being Lot 14.15 in Block 1703 and Lot 18 in Block 1707, of the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is to accept a deed for the drainage basin located at the Ivins Woods subdivision.
Public Comment	No one came forward
Motion	Motion Hodson, second Carman to close the public comment portion of Ordinance 14
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Cafero, second Hodson to adopt Ordinance 14
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
15	An ordinance authorizing a private sale of Block 908, Lot 6 for sale to The Arc of Atlantic County, Inc., pursuant to N.J.S.A. 40A:12-21
Purpose	The purpose of this ordinance is to sell Township-owned property no longer needed for public purposes to The Arc of Atlantic County Inc. for construction of an affordable housing unit.
Public Comment	No one came forward
Motion	Motion Hodson, second Cafero to close the public comment portion of Ordinance 15
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Hodson, second Cafero to adopt Ordinance 15
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
16	An ordinance authorizing a private sale of Block 1437, Lot 13 for sale to the Arc of Atlantic County, Inc. pursuant to N.J.S.A. 40A:12-21
Purpose	The purpose of this ordinance is to sell Township-owned property no longer needed for public purposes to The Arc of Atlantic County Inc. for construction of an affordable housing unit.

Public Comment Motion	No one came forward Motion Cafero, second Pfrommer to close the public comment portion of Ordinance 16
Roll Call Vote Motion	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes Motion Hodson, second Cafero to adopt Ordinance 16
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

17	An ordinance authorizing a private sale of Block 1702, Lots 26 & 27 for sale to The Arc of Atlantic County Inc., pursuant to N.J.S.A. 40A:12-21
Purpose	The purpose of this ordinance is to sell Township-owned property no longer needed for public purposes to The Arc of Atlantic County Inc. for construction of an affordable housing unit.
Public Comment Motion	No one came forward Motion Cafero, second Pfrommer to close the public comment portion of Ordinance 17
Roll Call Vote Motion	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes Motion Cafero, second Hodson to adopt Ordinance 17
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

18	An ordinance providing for the acceptance of a deed conveying real property, being Lot 2 in Block 1926 (Lakewood Avenue) of the official tax map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is accept donation of land from Betty Simon Trustee, LLC
Public Comment Motion	No one came forward Motion Hodson, second Pfrommer to close the public comment portion of Ordinance 18
Roll Call Vote Motion	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes Motion Cafero, second Hodson to adopt Ordinance 18
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Resolution

Number	Title
211	Resolution authorizing the regularly scheduled Township Committee Meeting of June 27 th to be changed to June 20th
Motion	Motion Cafero, second Hodson to adopt Resolution 211
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Reports

Township Committee:

Committeeman Cafero stated adoption of the ordinances authorizing a private sale of property to The Arc of Atlantic County are a positive decision for the Township in relation to meeting COAH obligations. Mr. Cafero said he is very proud of the 2012 municipal budget and he also encouraged residents to participate in recycling which is beneficial to all taxpayers. Lastly, he announced the Environmental Commission will be holding a

celebration at the arboretum this weekend.

Mayor McCullough congratulated the Environmental Commission for their work at the arboretum.

Deputy Mayor Hodson invited the public to participate in the upcoming Memorial Day parade and advised details are available on the Township's website.

Committeewoman Pfrommer advised the Atlantic County Utilities Authority has large recycling containers available for purchase. Also, there will be an event this weekend at the Community Center where residents can drop off unused prescription medications to the Police Department for proper disposal.

Administrator:

Administrator Miller advised an award to CAPE Bank for banking services was approved tonight and due to interest rate increases there will be three percent processing charge to pay by credit card effective May 7, 2012. He also noted that he has been speaking to the developers of the Saint Peter's Village about possibly constructing a similar type of senior housing project in Egg Harbor Township.

Adjournment

Motion Cafero, second Hodson

Vote All voted, yes

James J. McCullough, Mayor

Eileen M. Tedesco, RMC, Township Clerk

These minutes approved at the May 9, 2012 Township Committee Meeting.