

Egg Harbor Township Committee Meeting

Municipal Building, Bargaintown Road
Egg Harbor Township NJ 08234

Wednesday, April 28, 2010 – 5:00 p.m.

Minutes

The Mayor called the Meeting to Order at 5:05 p.m.

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

Roll Call:	John Carman, Jr.	Present
	Stanley Glassey	Present
	Paul Hodson	Present
	John Risley	Present
	James J. McCullough	Present

Also in attendance were Solicitor Friedman, Township Engineer Mott and Deputy Administrator Goodreau.

Meeting with Township Engineer Mott

Township Engineer Mott had nothing to report at this time.

New Business

Defeated School Budget

Mayor McCullough reported the Budget Committee met earlier this week and choose Charles Bisciegli as their Chairman. The Budget Committee has subsequently formed sub-committee's who will submit their recommendations by May 13, 2010. The Budget Committee will also be reviewing the municipal budget.

Other Business (not listed on the Agenda)

Deputy Administrator Goodreau reviewed add-on resolutions 192 through 196 of 2010 by title, all of which will be acted upon later in the meeting.

Administrator Miller arrived at 5:09 p.m.

Closed Session

Number	Title
185	Authorizing the Township Committee to convene into a Closed Executive Session to discuss matters which may involve personnel; Union Budget Negotiations, 6 months disclosure

Motion

Motion Hodson, second Carman to convene into closed session

Roll Call Vote

Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Township Committee reconvened at 6:17 p.m.

Video Broadcast/Television Statement

Township Clerk Tedesco read the Video Broadcast/Television Statement.

Pledge of Allegiance

Mayor McCullough led the Pledge of Allegiance.

Roll Call:

John Carman, Jr.	present
Stanley Glassey	present
Paul Hodson	present
John Risley	present
James J. McCullough	present

Presentations

Recognition of Captain Fisher’s 30 Years of Service

Mayor McCullough called upon Captain Robert Fisher and on behalf of the Township Committee presented him with a rocking chair in honor of his thirty years of service to Egg Harbor Township.

Vincent Filippelli- Cygnus Creative Arts Centre 16th Annual Juried Art Show Mayor’s Award

Mayor McCullough presented Vincent Filippelli with the Mayor’s Award for the Cygnus Creative Arts Centre 16th Annual Juried Art Show. Mr. Filipelli will also be presented with a \$400 check as the winner of the art show and his painting will be displayed in town hall.

Environmental Commission Presentations

Mayor McCullough called upon Janis Hetrick, Chairwoman of the Environmental Commission and Board of Education member Lou Della Barca to make the Environmental Commission presentations. Chairwoman Hetrick first announced the Environmental Commission is conducting a Big Tree Census this year in conjunction with the 300th Anniversary. They will also be conducting a Rain Barrel workshop on May 8th and details for both events can be found on their website; www.ehtenviroment.org.

Environmental Achievement Award

Chairwoman Hetrick announced the recipient of the Environmental Achievement Award is Beth Espstein who voluntarily created The Environmental Commission’s website. Mrs. Espstein commented it was a pleasure to work with the Environmental Commission members who care so much about our community.

Commercial Landscaping Award

Ms. Hetrick announced this years Commercial Landscaping Award recipient is Praise Tabernacle Church,

Chairwoman Hetrick said Praise Tabernacle Church was chosen for their respect of the environment in their designing their landscaping of the church property. Some of the environmentally friendly landscaping choices they made were to leave existing trees and using an impervious parking surface.

Arbor Day Poster Awards

Janis Hetrick, Chairwoman of the Environmental Commission and Board of Education member Lou Della Barca presented awards to the Third Grade students from the Davenport, Slaybaugh and Swift Schools. Prizes and gifts were presented to the winners from the Environmental Commission.

Public Hearings

9

An ordinance declaring certain currently owned public property to be no longer necessary for public purposes and authorizing and setting private sale of said properties; which offers for said property will be received on Wednesday, May 19, 2010, at 10:00 a.m. in the Township of Egg Harbor Mayor's Conference Room 108.

Purpose

To authorize the private sale of the lagoon located at Anchorage Poynte.

Public Comment

Lennard Dagit, 4 Poynte Drive stated he was opposed to Ordinance 9 of 2010 and recommended that it be tabled. Mr. Dagit felt several Anchorage Poynte properties should first be cited for bulkhead repair.

Mayor McCullough commented that Mr. Dagit requested this ordinance.

Joe Lennard, 12 Poynte Drive opposed Ordinance 9 of 2010 and felt it did not make sense to sell this property.

Lee Roberts, 3 Neptune Drive, President of the Anchorage Poynte Condominium Association expressed concern that the bulkhead on Stern Drive is falling into the back portion of the lagoon and is affecting utilities in the adjacent roadway. Previously he has written to the Township inquiring about riparian rights, lagoon ownership and title to the property in relation to the possible sale of the lagoon. Mr. Roberts inquired about the status of the cash maintenance bond submitted by the developer of the condominium association for future improvements to the lagoon. Mr. Roberts said he does not support the sale of this lagoon.

Joe Lennard, 12 Poynte Drive stated he filed a Property Maintenance Code complaint about three months prior for a failing bulkhead located on the property next to his parcel. Mr. Lennard commented that all other property owners have taken the responsibility to repair their bulkheads.

Bill Sparks, 15 Poynte drive opposed Ordinance 9 of 2010. Mr. Sparks felt Egg Harbor Township wants to eliminate Anchorage Poynte and suggested the Township deed this portion of Egg Harbor Township to the City of Somers Point.

Motion	Motion Hodson, second Glassey to close the public hearing
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes
Discussion	<p>Mayor McCullough asked Administrator Miller to explain how this ordinance came about for introduction.</p> <p>Administrator Miller explained he had previous discussions with Mr. Roberts, Mr. Dagit and the Anchorage Poynte Civic Association about the sale of the bottom of this lagoon for \$1. The sale of this property would allow them to control the lagoon and have riparian rights. He said ownership of the lagoon does not serve any purpose to the Township. The price of the lagoon was established at \$1 to offset costs of dredging to the potential new owner. Ordinance was introduced as a result of interest from adjoining property owners. The \$45,000 cash bond posted by the developer of the condominiums is still on file and was required to be used for future dredging/repairs to bulkhead.</p>
Motion	Motion Glassey, second Hodson to adopt Ordinance 9 of 2010
Roll Call Vote	Carman-no Glassey-yes Hodson-no Risley-no McCullough-abstain
10	An ordinance providing for the acceptance of a deed conveying real property, drainage basin at Rolling Hills Estates, being Lot 14 in Block 7901 of the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey.
Purpose	To accept the drainage basin at the subdivision known as Rolling Hills Estates.
Public Comment	No one came forward.
Motion	Motion Carman, second Risley to close the public hearing
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes
Motion	Motion Carman, second Risley to adopt Ordinance 10 of 2010
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes
11	An Ordinance amending Bond Ordinance No. 23 of 2008, adopted on June 11, 2008, by the Township of Egg Harbor, in the County of Atlantic, New Jersey, to amend an amount previously appropriated for a certain capital improvement previously specified therein.

Purpose	Reallocate amounts originally appropriated for construction of a Public Works Facility for the purchase of equipment and vehicles for the Township's Public Works Department without increasing the amount previously appropriated.
Public Comment	<p>Robert Allen, resident of 519 Pine Avenue and District Manager for Waste Management said he disagrees with the Township's opinion that they can provide more cost effective garbage collection with automated trash trucks versus collection through a private contractor.</p> <p>Mayor McCullough encouraged Mr. Allen to meet with Township representatives and submit a proposal. However, he explained that Township Officials have met with private contractors and the Atlantic County Utilities Authority in the past and their costs were too high according to our Director of Public Works and Administrator.</p> <p>Mr. Allen feels there are issues with automated trash trucks and stated he opposes Ordinance 11 of 2010.</p>
Motion	Motion Glassey, second Risley to close the public hearing
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes
Motion	Motion Glassey, second Risley to adopt Ordinance 11 of 2010
Discussion	<p>Committeeman Hodson clarified the purpose of this ordinance is to reallocate amounts originally appropriated for construction of a Public Works Facility for the purchase of equipment and vehicles for the Township's Public Works Department without increasing the amount previously appropriated. If adopted,</p> <p>Administrator Miller said if adopted, the Township would then prepare specs for automated trash trucks and would also evaluate any information Mr. Allen may supply regarding the feasibility of hiring a private contractor. Currently it costs the Township \$5 per household for our personnel to provide trash services compared to \$12 for the Atlantic County Utilities and \$20 from most private contractors. Another issue is that most private contractors cannot accommodate bulk and white goods.</p> <p>Deputy Mayor Glassey commented that private contractors do not provide the same level of service as Township personnel and the municipality also loses control over costs.</p> <p>Committeeman Risley said that he would not support privatization of trash services based upon his past experience with the City of Somers Point.</p>
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Ordinance Introductions

Number	Title
<p>14</p> <p>Purpose</p> <p>Motion</p> <p>Roll Call Vote</p>	<p>An Ordinance to Amend Chapter 198 of the Township Code entitled “Subdivision of Land and Site Plan Review.”</p> <p><i>Ordinance 14-2010 to be published in <u>The Mainland Journal</u> on May 5, 2010, for further consideration at a Public Hearing to be held on May 26, 2010. 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 through to the public hearing date.</i></p> <p>To revise certain land use checklist requirements</p> <p>Motion Hodson, second Glassey to introduce Ordinance 14 of 2010</p> <p>Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes</p>
<p>15</p> <p>Purpose</p> <p>Motion</p> <p>Roll Call Vote</p>	<p>An Ordinance to Amend Chapter 94 of the Township Code entitled “Design, Performance and Improvement Standards.”</p> <p><i>Ordinance 15-2010 to be published in <u>The Mainland Journal</u> on May 5, 2010, for further consideration at a Public Hearing to be held on May 26, 2010. 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 through to the public hearing date.</i></p> <p>To revise paving requirements standards</p> <p>Motion Hodson, second Glassey to introduce Ordinance 15 of 2010</p> <p>Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes</p>

General Public Discussion

Robert Longo, 17 Morning Glory Court said there is a serious issue with branches and leaves being deposited from the adjoining sub-division which backs up to Morning Glory Court. He stated he has filed two complaints with little relief and suggested the Township Code be amended to require yard waste to be left at the front property line.

Following a brief discussion, Deputy Mayor Glassey, Committeemen Hodson and Risley agreed that homeowners should be required to deposit their leaves and trash at their front property line. Deputy Mayor Glassey further suggested that the property owners of the adjoining subdivision be sent notices to place their trash at the front property lines.

Thor Himley, 7 Rhonda Court urged Township Committee to give serious consideration to their recommendation regarding the recently defeated School Board budget. He expressed concern over the possibility of the gifted and talented programs being eliminated.

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

Resolutions (Consent Calendar)

Number	Title
186	Resolution providing the temporary budget for the calendar year 2010
187	Resolution authorizing execution of application for Highway Traffic Safety Grant, Click It or Ticket 2010
188	Resolution designating Cape Bank as depository for Township Offices for the period of May 7, 2010 through to May 6, 2011
189	Resolution authorizing refunds from Developers Escrow Account (Behavioral Crossroads Realty LLC)
190	Resolution authorizing refund of Curb and Sidewalk Permit 17-2009 (Steven P. Chancey)
Motion	Motion Glassey, second Hodson to adopt Consent Calendar Resolutions 186 through 190 of 2010
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Resolution

191	Authorizing payment of all bills pursuant to Exhibit A
Motion	Motion Carman, second Risley to approve Resolution 191 of 2010
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Resolutions

192	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
193	Resolution temporarily closing Township Roads for Memorial Day Parade
194	Resolution authorizing Indemnification to County of Atlantic for Memorial Day Parade County Road Closure
195	Resolution to affirm the Township of Egg Harbor's civil rights policy with respect to all officials, appointees, employees, prospective employees, volunteers, independent contractors, and member of the public that come into contact with municipal employees, official and volunteers
196	Resolution to re-adopt the Township of Egg Harbor Personnel Manual

Motion	Motion Glassey, second Hodson to adopt Consent Calendar Resolutions 192 through 196 of 2010
Roll Call Vote	Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Reports

Township Committee:

Committeeman Risley thanked all the individuals who have served on the School Board and all of the candidates that ran in the recent election. Mr. Risley commented there is much work ahead in working to reduce the defeated School Board budget. Committeeman Risley announced the Knights of Columbus will be hosting a Pitch, Hit and Run competition on May 1st and that Pride Day will be held on May 22nd at the Egg Harbor Township Community Center.

Deputy Mayor Glassey said the Township Committee will be reviewing the School Board budget and reductions will be made.

Committeeman Hodson reminded residents to participate in the 2010 Census. He also encouraged the public to support the Cardiff Volunteer Fire Company who will be conducting a fund raiser mail drive next week. The Memorial Day Parade will be hosted by the Veterans Advisory Board and will begin at Robert Best Road and continue up Ocean Heights Avenue to Veterans Memorial Park.

Administrator Miller announced Cygnus has commissioned a play entitled "The Gift of John McKee" and those performances will be held May 7, 8 and 9, 2010. Tickets are available through the Administrator's Office.

Mayor McCullough advised the public that the Township Committee has an obligation to review the failed School Board budget. The Township Committee has appointed seven highly qualified individuals to a committee to review both the School Board and Municipal budgets. Deputy Mayor Glassey and Committeeman Hodson will serve on a sub-committee to review the School Board budget as they are both former School Board members. Mayor McCullough explained Egg Harbor Township does not have a spending problem with the municipal budget, but an income problem. He explained reduced state aid and a down turn in the economy have contributed to our budget issues. Mayor McCullough anticipates the School Board Budget Committee will have their recommendations available by May 13, 2010.

Administrator:

Approvals

Motion Carman second Glassey to approve the Minutes of the April 14, 2010 Regular Meeting of the Township Committee

Roll Call Vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Motion Glassey, second Hodson to approve the Minutes of the April 14, 2010 Closed Session Meeting of the Township Committee, pursuant to Resolution No. 166A

Roll Call Vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Adjournment

Motion Glassey, second Hodson to adjourn the meeting at 7:43 p.m. Vote: all voted, yes

JAMES J. MC CULLOUGH, MAYOR

EILEEN M. TEDESCO, RMC
TOWNSHIP CLERK

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MINUTES APPROVED AT
MEETING OF MAY 26, 2010