

Egg Harbor Township Committee Meeting  
Municipal Building, Bargaintown Road  
Egg Harbor Township NJ 08234  
Wednesday, November 28, 2012 – 5:00 p.m.

**Minutes**

Mayor McCullough called the meeting to order at 5:06 p.m.

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

|                   |                     |         |
|-------------------|---------------------|---------|
| <b>Roll Call:</b> | Joe Cafero          | present |
|                   | John Carman, Jr.    | present |
|                   | Paul Hodson         | present |
|                   | Laura Pfrommer      | present |
|                   | James J. McCullough | present |

Also in attendance were Township Administrator Miller, Township Solicitor Friedman, Township Engineer Mott and Township Clerk Tedesco

**Meeting with Township Engineer Mott**

Engineer Mott reported all construction projects are nearly complete. Base paving on Reega Avenue is expected to be finished next week. Installation of a ramp at the front entrance to Town Hall is preceding and expected to also be completed in the near future.

**Old Business**

CDBG Funding

Administrator Miller advised Resolution 440 listed for consideration tonight authorizes the Mayor and Township Clerk to execute agreement with Atlantic County Improvement Authority for CDBG Funds. This agreement represents the second round of funding for the road construction on Farr and Foster Avenues.

**New Business**

2012 Budget Transfers

Administrator Miller said Resolution 440 listed on the Consent Calendar transfers monies to various appropriations. The largest expense which requires a transfer is for gasoline.

ACMJIF 2013 Retrospective Program

Administrator Miller advised Resolution 439 authorizing Mayor and Township Clerk to execute an agreement with Atlantic County Municipal Joint Insurance Fund (ACMJIF) for 2013 Retrospective Program is listed on the Consent Calendar.

2013 Meeting Schedule

Administrator Miller reviewed proposed Township Committee Meeting dates for 2013. Township Committee had no objection and a resolution will be presented at the 2013 Reorganization Meeting.

**Other Business (not listed on the Agenda)**

Administrator Miller reviewed Supplemental Consent Calendar Resolutions 456-461 by title. Mr. Miller referred to a recent e-mail from Deputy Township Clerk and advised a Special Meeting may need to be held if he cannot resolve issues directly with Ms. Perez. Township Committee advised they will make a motion to hold a Special Meeting on December 12, 2012 later in the meeting.

**Closed Session**

| Number                | Title  |
|-----------------------|--|
| 438                   | Authorizing the Township Committee to convene into a Closed Executive Session to discuss matters which involve litigation; Nova Properties, Levitt vs. EHT and Jersey Outdoor Media, Builders League of South Jersey, Village Supermarkets v. Egg Harbor Township, et al and personnel; Police Chief and Captains Agreements, GWU Negotiations |
| <b>Motion</b>         | Hodson, second Cafero To approve Resolution 438  |
| <b>Roll Call Vote</b> | Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes   |

Mayor McCullough reconvened the meeting at 5:50 p.m.

Township Clerk Tedesco read the video broadcast television statement

Mayor McCullough led the Pledge of Allegiance

**Roll Call:**

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

**Presentations**

Mayor McCullough called upon Vicki Holden and presented her with a crystal vase for her valued and trusted service to the township and offered her congratulations on her retirement

**What Veterans Day Means to America** – Deputy Mayor Hodson aided by Alder Avenue School Principal Marinelli, Fernwood Avenue School Principal Battersby called upon and recognized the following students for their winning essays: Nicole Belber (6<sup>th</sup> Grade, Fernwood Avenue Middle School); Brianna Bracey (6<sup>th</sup> Grade, Fernwood Avenue Middle School); Amadeous Co (6<sup>th</sup> Grade, Fernwood Avenue Middle School); Allyson Dowling (6<sup>th</sup> Grade, Alder Avenue Middle School); Jessica Ireland (6<sup>th</sup> Grade, Alder Avenue Middle School); Vincent Custanzi (6<sup>th</sup> Grade, Alder Avenue Middle School) Deputy Mayor Hodson then called upon Veterans Advisory Board member Doug Lundberg who presented an informative speech on the War of 1812 in honor of its 200<sup>th</sup> year anniversary.

**Ordinances – Introduction**

| Number         | Title  |
|----------------|--|
| 52             | <b>Ordinance providing for the acceptance of a deed conveying real property, being lots 21 and 22 in block 1013 (Bergen Avenue) of the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey</b>  |
| <b>Purpose</b> | The purpose of this ordinance is to accept donation of property on Bergen Avenue<br><i>Ordinance 52-2012 to be published in <u>The Mainland Journal</u> on December 5, 2012, for further consideration at a Public Hearing to be held on December 19, 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> |

|                       |   |
|-----------------------|---|
| <b>Motion</b>         | Motion Hodson, second Pfrommer to introduce Ordinance 52      |
| <b>Roll Call Vote</b> | Cafero-yes Carman –yes Hodson-yes Pfrommer-yes McCullough-yes |

**General Public Discussion**

Ken Broome, Treasurer of the Ocean Heights Presbyterian Church inquired about receipt of a tax foreclosure notice since the church is tax exempt. Administrator Miller explained tax exempt status does not become effective until the 1<sup>st</sup> of the year following the filing of the initial tax exempt status for a property.

Richard Black, President-West Atlantic City, said he felt the motels in West Atlantic City should not be able to reopen following Superstorm Sandy due to unhealthy conditions. Administrator Miller advised township inspectors and county health inspectors were out to these sites within a few days of the storm. He said there is a FEMA meeting scheduled tomorrow which may require elevating these buildings prior to occupancy. Mr. Black then expressed dissatisfaction with the construction of dunes in West Atlantic City. He felt a boardwalk would be more beneficial. There was discussion regarding construction and benefits of a dune versus a boardwalk. Mr. Black requested Township Committee to discuss development of Lakes Bay area with Pleasantville and Atlantic City Mayors.

Mike Bertino, West Atlantic City resident and engineer stated he believes the original dune and gabion design was flawed. He suggested the township hire an expert to evaluate a complete system in conjunction with Pleasantville and Atlantic City. Mayor McCullough suggested a meeting with the New Jersey Department of Environmental Protection (DEP) CAFRA, Army Corps of Engineers and then decides how to proceed to fix the flooding issues in West Atlantic City.

Mr. Black presented correspondence from the DEP which he interpreted as a reduction in funding because of their opposition to the original dune construction. Administrator Miller explained the grant reduction was due to the reduced scope of work. Mayor McCullough commented flooding is not a new problem for West Atlantic City and that township officials will be meeting with various agencies to determine the best solution and he invited Mr. Bertino to attend these meetings.

Motion Cafero, second Carman to close the public session. Vote: all voted, yes

**Resolutions (Consent Calendar)**

| Number | Title  |
|--------|--|
| 439    | Resolution authorizing Mayor and Township Clerk to execute an agreement with Atlantic County Municipal Joint Insurance Fund (ACMJIF) for 2013 Retrospective Program    |
| 440    | Resolution authorizing Mayor and Township Clerk to execute agreement with Atlantic County Improvement Authority for CDBG Funds   |
| 441    | Resolution requesting approval of an item of revenue and appropriation pursuant to NJSA 40A:4-87 [Chapter 159] – Item of Revenue – Drunk Driving Enforcement Fund      |
| 442    | Resolution requesting approval of an item of revenue and appropriation pursuant to NJSA 40A:4-87 [Chapter 159] – Item of Revenue – Cops In Shops-Fall Initiative       |
| 443    | Resolution requesting approval of an item of revenue and appropriation pursuant to NJSA 40A:4-87 [Chapter 159] – Item of Revenue – Body Armor Grant                    |
| 444    | Resolution authorizing execution of maintenance agreement with General Code Publishing   |
| 445    | Resolution authorizing execution of maintenance agreement with Copiers Plus, Inc. for Administration   |
| 446    | Authorizing the establishment of a Bank Account to be known as Egg Harbor Township, Cafeteria Plan   |
| 447    | Resolution appointing a Plan Administrator to administer the Internal Revenue Service Code, Section 125 Cafeteria Plan for the employees of the Township of Egg Harbor |

|                       |  |
|-----------------------|--|
| 448                   | Resolution transferring monies from one appropriation to another   |
| 449                   | Resolution authorizing cancellation of taxes on Township acquired property during the 2012 tax year (Block 2417 Lot 24 and Block 3415 Lot 7) |
| 450                   | Resolution authorizing refund of overpaid taxes (various)  |
| 451                   | Resolution authorizing cancellation of unused grant balances   |
| 452                   | Resolution granting paid military leave to John Beattes  |
| 453                   | Resolution appointing Michael Strickland as a part-time employee to serve the Department of Parks and Recreation                             |
| <b>Motion</b>         | Motion Carman, second Hodson to approve Consent Calendar Resolutions 439 through 453   |
| <b>Roll Call Vote</b> | Cafero-yes Carman -yes Hodson-yes Pfrommer-yes McCullough-yes  |

#### Resolution (Bill List)

| Number                | Title  |
|-----------------------|--|
| 454                   | Authorizing payment of all bills pursuant to Exhibit A   |
| <b>Comment</b>        | Administrator Miller advised there was an additional bill for Pella Window and Door in the amount of \$7,000 |
| <b>Motion</b>         | Motion Hodson, second Pfrommer to adopt Resolution 454   |
| <b>Roll Call Vote</b> | Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes   |

#### Resolution (Release of Executive Session Minutes)

| Number                | Title   |
|-----------------------|---|
| 455                   | Resolution authorizing the release of executive session minutes |
| <b>Motion</b>         | Motion Hodson, second Pfrommer to adopt Resolution 455          |
| <b>Roll Call Vote</b> | Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes    |

#### Resolutions (Supplemental Consent Calendar)

| Number                | Title  |
|-----------------------|--|
| 456                   | Resolution authorizing Mayor and Township Clerk to execute agreement with New Jersey Office of Emergency Management for the West Atlantic City Gabion Project Installation |
| 457                   | Resolution approving salary increase for Clark Evenson, Sam Gioconda and Yanell Rodriguez  |
| 458                   | Resolution authorizing refunds from developers escrow accounts (various)   |
| 459                   | Resolution awarding contract for Emergency Medical Billing Services to Revenue-Guard Medical   |
| 460                   | Resolution authorizing execution of Administrative Services Agreement for 457(b) Governmental Plan from Nationwide Retirement Solutions                                    |
| 461                   | Resolution requesting County of Atlantic to redirect previously awarded funds to the purchase of a portion of Lot 14 in Block 3201   |
| <b>Motion</b>         | Motion Carman, second Cafero to approve Consent Calendar Resolutions 456 through 461   |
| <b>Roll Call Vote</b> | Cafero-yes Carman -yes Hodson-yes Pfrommer-yes McCullough-yes  |

#### Reports

##### *Township Committee:*

Committeewoman Pfrommer thanked Public Works, Police and Fire Department personnel for their continued storm clean up. Mrs. Pfrommer advised the public to visit the township website for information on the recent storm.

Deputy Mayor Hodson and Committeeman Carman had nothing to report at this time.

Committeeman Cafero said it was nice to the children honored here tonight for their Veterans Day essays.

Committeeman Cafero also noted that our automated trash truck program has been very successful and has resulted in savings on tipping fees as well as, a reduction in workers compensation claims.

***Administrator:***

Administrator Miller announced Public Works is approximately 2 weeks behind with leaf collection due to the unexpected storm clean-up.

**Approvals**

|               |  |
|---------------|--|
| <b>Motion</b> | Motion Carman, second Cafero to approve the closed session minutes from the November 7, 2012, meeting pursuant to Resolution No. 412 |
| <b>Vote</b>   | Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes   |
| <b>Motion</b> | Motion Cafero, second Pfrommer to approve the regular meeting minutes from the November 7, 2012, meeting                             |
| <b>Vote</b>   | Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes   |

Mayor McCullough said Superstorm Sandy issues are still being dealt with and that he will reach out to Pleasantville Mayor Tweedle and that together with Township Engineer Mott they will meet with various agency officials to assess what is the best plan for the West Atlantic City/Lakes Bay area.

**Adjournment**

**Motion Cafero, second Hodson to adjourn the meeting at 6:56 p.m.**

**Vote: all voted, yes**

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**JAMES J. MCCULLOUGH, MAYOR**

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**EILEEN M TEDESCO, RMC, TOWNSHIP CLERK**

The November 28, 2012 Township Committee Meeting Minutes were approved December 19, 2012