

**TOWNSHIP OF EGG HARBOR
SPECIAL PLANNING BOARD MEETING**

July 28, 2015

Planning Board Professional(s):

Solicitor: Christopher Brown, Esq.: (Excused)

Engineer: James A. Mott, P.E., of Mott Associates: (Excused)

Planner: Vincent Polistina, P.P., of Polistina and Associates: (Excused)

Planning Board Deannexation Professional(s):

Special Counsel: Dean R. Marcolongo, Esq. (present)

Special Planner: Stuart B. Wiser, P.P., A.I.C.P., Remington, Vernick & Walberg Engineers (present)

A special meeting of the Planning Board of Egg Harbor Township was held on the above date, 6:00 p.m., prevailing time, Egg Harbor Township Hall, Egg Harbor Township, New Jersey. The Chairperson opened the meeting by reading the statement in compliance with the Open Public Meetings Act.

Roll Call Taken as Follow(s):

Manuel E. Aponte, V-Chair., present

Charles Eykyn, present

James Garth, Sr., Chairperson, vacation

Frank Kearns, present

Dennis Kleiner, Alt. #1, excused

Robert Levy, another engage.

Mayor James J. McCullough, Jr., * See below

Peter Miller, Township Administrator, recused

Committeewoman, Laura Pfrommer, present

Daniel Pittaro, Alt. #II, excused

Paul Rosenberg, 2nd V-Chairperson, present

***May the record reflect:** Mayor James J. McCullough has recused himself from these hearings. He has sent Atlantic County Freeholder, John Carman, in his place, arr. @ 5:52 p.m.

PUBLIC HEARING(S):

- Public Hearing:** Deannexation petition submitted by the Seaview Harbor section of Egg Harbor Township seeking annexation with Longport Borough.

Special Board Solicitor Marcolongo called Police Chief, Raymond Davis to make a presentation to the Planning Board. He indicated Chief Davis was recently appoint as the Chief of Police and is finishing up 28 years on the Egg Harbor Township Police Department.

Special Board Solicitor Marcolongo advised he explained to Chief Davis that the Planning Board has to duty to report as to the effect the deannexation would have upon the residents of Seaview Harbor and the effects of the deannexation would cause of the remaining residents of Egg Harbor Township. Special Board Solicitor Marcolongo indicated he has discussed with Chief Davis the concerns raised during prior meetings by the residents of Seaview Harbor, as well as, providing him with questions that Attorney Doyle provided in order expedite the hearings as we go through it.

Special Board Solicitor Marcolongo advised if the Board has any questions during this presentation they may ask Chief Davis or the Board can wait until the presentation is completed. He advised thereafter, Attorney Doyle may ask him questions.

Special Board Solicitor Marcolongo advised the Chief Davis is providing a power point presentation. He indicated each one (1) of the members has been provided a colored copy of the presentation and he has pre-marked this as exhibit B100 consisting of 40+ pages.

Special Board Solicitor Marcolongo advised there is also the issue of Chief Danz, which Attorney Doyle, would like to discuss. He indicated this will be discussed after Chief Davis has completed his presentation.

Raymond Davis (Egg Harbor Township Chief of Police) 220 Alder Avenue, Egg Harbor Township, duly sworn:

Chief Davis advised he takes very seriously his responsibility to protect the residents of Seaview Harbor and Egg Harbor Township. Chief Davis advised he has prepared a power point presentation with multiple talking points that are informative, enlightening, and speak specifically to Seaview Harbor and the services the police department provides and the manner in which they are done.

Chief Davis began his power point presentation:

Chief Davis advised he was hired on August 21, 1987, and he is just finishing up his 27th year and moving into his 28th year. He advised he was promoted through the ranks and was one of the first officers involved with the field training officer program. He indicated this is when you take young recruits out of the academy and place them with seasoned officer and evaluations are provided daily for four (4) weeks and then you are placed with another officer and then another for 16 weeks. So while coming out of this program you have a feel for the boundaries of Township, the areas, and how to handle calls. He advised the Police Department has carried on with the field training officer program for the past 27 years.

Chief Davis advised he was appointed Chief in February of this year. He indicated prior to this he was the Police Community Services Bureau Commander, for which oversaw the communications department as one aspect of it. Chief Davis indicated he has a Masters in Degree in Administrative Science. He indicated as he said when he first started he had one (1) year of College for Electrical Engineering and then became involved in police work. He indicated during his tenure with the Township he went back to school while working. He advised he received his Associates degree from A.C.C.C. in Criminal Justice with honors. He then transferred to Stockton and received his Bachelor Degree in a program distinction with Criminal Justice by doing a special project with Meghan's Law.

Chief Davis advised he took a few year hiatus and came back with a new program with Fairleigh Dickinson who had a Master of Administrative Science program. He indicated they had just started it in this area. He advised he went into this program as one of the first officers from the Township. He advised a year after receiving his degree he began teaching for Fairleigh Dickinson within the Master's Degree Program and part of their Community College Partnership Program. He indicated he teaches for leadership development, managing organizational change, human productivity and performance, and customer service in both the graduate and undergraduate level.

Chief Davis advised he graduated from the Atlantic City Police Academy in the 45th session in 1987. He advised he is a Certified Police Instructor with the Division of Criminal Justice. He advised another program in Egg Harbor Township since its inception is the West Point Command and Leadership School which is a 16 week school and officers go once a week for a full day of lecture and it is academically rigorous course on leadership theory and development. Chief Davis advised all supervisors that are

current have been through this program. He added when he finished this program he then became an instructor for the program.

Chief Davis advised he is also an adjunct professor for ten (10) years. Chief Davis indicated he is on the Atlantic County Police Training Advisory Board through the Atlantic County Associate of Chiefs of Police so he oversees an advisory commission on what direction we want to train the officers in. He indicated with the New Jersey State Association of Chiefs of Police Accreditation Commission he is a mock assessor. He advised the Township's agency is the first in the State to go through the New Jersey Association Accreditation process and receive Accreditation. He advised we were the very first in the State and the Township just recently received our third Accreditation.

Chief Davis advised he was one of the founding members of the Command and Leadership and Alumni Association, as well as, a past officer and he is a member of the New Jersey State Association of Chiefs of Police and an Accredited Chief of Police. He advised it is the same process for a Chief of Police to go through as an agency would go through to be accredited. He advised he is the Recording Secretary for the Atlantic County Chiefs of Police Association and he is the Egg Harbor Township Coordinator for Emergency Management.

Chief Davis then explained the Egg Harbor Township Police Department was incorporated in 1968. He noted there are currently there are 84 sworn officers & 5 SLEO II's. Chief Davis briefly explained that a SLEO II is a Special Law Enforcement Officer, of which a Level II officer, can carry fire arms and have a greater range of responsibility. He indicated of the SLEO II's the Township has one (1) is full time and the others are utilized for the mandated court security. He advised the SLEO II's perform these duties of security at a lesser cost than having full officers present for court security.

Chief Davis advised there are 13 civilians who keep records and crime analysis and there are 14 communication officers and six (6) part time communication officers. Chief Davis also advised the Township does have five (5) volunteers in policing. He explained the Volunteers in Policing is a national program started under President Bush, Sr. and it is for community members who want to be helpful to the police department doing some administrative duties.

Chief Davis stated again with New Jersey State Association of Chiefs of Police he is accredited as a Chief and our agency is accredited as a Law Enforcement Agency. He advised this program was started in the early 2000's and one of his predecessors Chief John Cole was instrumental in taking part in this. He advised Egg Harbor Township and Stafford Township were first in the State for the accreditation. He indicated every three (3) years we are subject to a file review and in March, 2015 we went through the process and in June, 2015 we were accredited a third time. He advised we are the forerunner in the State under this program.

Chief Davis then read onto the record Page 5 of Exhibit B100 concerning the Accreditation advising the process has standards that are specific to New Jersey and that the Township must show that they not only have a policy but show that it is implemented, followed, and provide proof of the same.

Chief Davis then referred to Page 6 of Exhibit B100, which was entitled "Our Duty by Ordinance". Chief Davis read onto the record Section 6-70 Duties of Members from the Township code. Chief Davis advised when he became Chief he changed the Police Departments Mission Statement slightly. He then read onto the record the Police Departments Mission Statement outlined on Page 7 of Exhibit B100.

Chief Davis then referenced a portion of the Mission Statement “accepted and endorsed by the community we serve and protect” explaining in today’s day and age we see a lot more scrutiny against police or involvement in police actions where it is seen on you-tube, twitter, facebook, or instantaneously on the news. Chief Davis indicated what we want to do in Egg Harbor Township is our mission to deal with accomplishing our goals in a manner that is accepted and endorsed by the community we serve and protect. He indicated they are here to protect and serve as your Police Department but it will be done in a fashion that will be accepted by our people.

Chief Davis then referenced a Vision Statement, which is established to show where the Police Department will go into the future. He indicated this Vision Statement is new and was developed by him. Chief Davis then read onto the record the Vision Statement referenced on Page 8 of Exhibit B100.

Chief Davis then referred to Page 9 of Exhibit B100, which references “Motto and Goals” he indicated this statement is outlined on a card and is given to all officers. He then read onto the statement. He advised this card is to be kept on the officers as a reminder and they are to produce it should he ask for it so it must be readily available at all times. He further noted this card also has the “Mission and Vision Statement” so it reinforces what he is explaining and both he and the officers take this very seriously.

Chief Davis indicated there are five (5) overall goals of the Egg Harbor Township Police Department. They are to reduce crime and the fear of crime, provide policing services in a fiscally responsible manner, to building and maintain effective relationships with stakeholders, to provide training and leadership development, and organizational excellence to strive to maintain a culture of organizational excellence.

Chief Davis stated the basic organizational structure of the Police Department has three (3) bureaus. He explained there is the operations bureau which has the patrol staff. He advised there is one (1) Captain assigned to for each of the three (3) bureaus therefore, there are three (3) Captains. He indicated the Operations bureau has four (4) patrol squads and each squad has two (2) Sergeants and 11 Patrolman and out of the 11 one (1) is a K-9 Officer. He further noted a Lieutenant is also designed into each of the squads but currently there are vacancies. Chief Davis explained that basically one (1) of the squads equals the entire Longport Police Department, because they have 15 members.

Chief Davis indicated the criminal investigation Bureau has a Captain, one (1) Detective Sergeant, one (1) Detective Sergeant vacancy and nine (9) detectives. He advised they have specialties in narcotics, sexual assault, vehicle burglaries, burglaries, processing crime scenes, and arson. Chief Davis advised the Police and Community Service Bureau has one (1) community policing officer currently, there are VIP’s, a Training Sergeant, the Records Department with a supervision and clerk(s), and the Communications Center that has one (1) supervisor , 14 communication officers, and six (6) part-time communication officers.

Chief Davis read onto the record the responsibilities of Police Administration as referenced on Page 11 of Exhibit B100. He then read onto the record the responsibilities of the Police and Community Services Bureau as referenced on Page 12 of B100. Adding there are three (3) individuals who are the Information and Technology Personnel.

Chief Davis advised there is only one (1) Community Policing officer, but whom is assisted currently by the Training Sergeant and Patrol Officer’s. Chief Davis advised they are active in Community Policing Events and read onto the record the several listed on Page 13 of Exhibit B100, such as Career Day at the

Joy Miller School, Egg Harbor Township Police Department Take Your Child to Work Day, Law Enforcement Memorial Service, Memorial Day Parade, etc..

Chief Davis explained through the Community Policing Program Egg Harbor Township as received an award for three (3) years in row for having a spectacular National Night Out. He indicated it is a National recognition through the National Night Out Program and Egg Harbor Township was one (1) of the fourteen communities in New Jersey to receive the recognition. Chief Davis advised they are looking to up this even more because there are higher level awards.

Chief Davis discussed under the Community Policing the Adopt-A-Copy program which started in 1989. He then referred to Page 15 of Exhibit B100 advising the picture shown is him in 1989 with fourth graders. He stated he still sees many of these children in this photograph who are now in their 30's. He indicated this program is not mandatory for the Police Officers it is voluntary. He indicated the Officers discuss a wide range of topics with the 4th graders such as gangs, drugs, and bullying. Chief Davis stated in 2014 there were 22 officers that participated in program.

Chief Davis discussed the D.A.R.E. Program that is also under Community Policing. He explained D.A.R.E is a 12-week program that starts in January and runs into late June. Chief Davis advised we have a total of seven (7) officers who are trained. He advised D.A.R.E. is for the 5th grade students who go through a structured program for drug awareness which is more contemporized and is proven to be effective. Chief Davis stated children will come up to Officer Palmentieri or Officer Hiltner who have been involved with the program for a long time. Chief Davis advised the Department does a D.A.R.E day in late June at the Joy Miller School. He advised at times the Coast Guard has come out and landed a helicopter, They have had the ERT Truck come out and the children want to see the gear, they have had mock pursuits that involve the K-9. He advised the children really enjoy this.

Chief Davis explained we have a Communications Center and have five (5) 911 terminals and we have another terminal in the emergency operations center. He then referred to Page 17 of Exhibit B100 advising the pictures showing the multiple screens monitored for the 911. Chief Davis advised the Communication Center consist of four (4) squads, each staffed by three (3) Communication Officers. The center also has a "power shift" officer which boost manpower for two (2) squads during peak call times, which is adjusted as we see the need. Usually we would have someone come in and work 10 to 10. He noted there is also one (1) supervisor and one (1) supervisor opening.

Chief Davis advised the supervisor currently in the Communications Center is APCO certified which is the Association of Professional Communication Officers. He indicated this is a national program which the supervisor had taken for a year and is academically vigorous. He advised this supervisor has also received his Bachelor of Arts degree and as far as he knows is the only one in the region APCO certification as a supervisor.

Chief Davis advised he has two (2) communications training officers and they have been through the APCO training and are certified to be communication training officers. Chief Davis advised the Township has four (4) members of the communication staff that are certify to new people coming in to be 911 dispatchers and EMD medical dispatchers. He advised when the County holds classes for people who want their certifications to answer 911 line the four (4) members of the communication staff will be the teachers. He referenced also that one (1) of our communication officers that is a CPR Instructor who can certify in CPR.

Chief Davis advised we have a Master Communications Officer Program which is career development course where you can strive to meet additional standards for education, proficiency in different areas. He advised currently we have six (6).

Chief Davis discussed PSAP, which is the Public Safety Answering Point. He referenced Page 19 of Exhibit B100 indicated the numbers presented on this chart came from the call log system the Township has. He advised the Township took in 118,178 calls within the PSAP/911 center last year. Chief Davis advised the chart is broken down by month and telephone lines. He advised EHT 911 shows a total 24,880 calls. He indicated the category listed as EHT 5200 is the Egg Harbor Township non-emergency line had 61,938 calls, and the EHT Lobby is the phone located out front that can be used after hours had 5,356 calls.

Chief Davis referenced on the same chart there are additional categories listed as NF/LW 911 which is the Northfield/Linwood 911 calls, LW 5252 means Linwood's non-emergency, LW Lobby means Linwood's Lobby, NF 3122 means Northfield's non-emergency and NF Lobby means Northfield's Lobby. He noted again in all totality there was 118,178 calls that came into the PSAP.

Chief Davis advised Egg Harbor Township is responsible for three (3) jurisdictions. He advised Northfield has been with Egg Harbor Township Communications for 15 years, Linwood has been with us for a year and a half, and he is pleased to announce that on Saturday Longport's Governing Body passed a resolution to transfer their 911 communications to the Egg Harbor Township communications center. He advised the target date will be before October 1, 2015.

Chief Davis advised the Communication Center has CAD advance mapping, ARC-GIS which is an advanced mapping system that uses latitude and Longitude, and Enforsys which is a manual GEO where you would be putting in the addresses.

Chief Davis advised they did a test run on the 911 system. He advised a call was made in the area of 4 Sunset Boulevard from an officers cell phone, approximately 15 yards from the intersection of Hospitality Drive and Sunset Boulevard. He advised in 30 seconds this call was transferred from the City of Margate to the Egg Harbor Township dispatch center. Chief Davis advised the Admin 911 call created and dispatched to the area car, which is Area 5.

Chief Davis referred to Page 22 of Exhibit B100, noting the officer is being shown making the call, previously discussed, he then referred to Page 24 of Exhibit B100 showing the 911 screen identifying the cell phone number which the call was made, the tower it came off of which was the Patcong tower, the closest Police Department from that tower is identified as Linwood, and then showing that the call was transferred from Margate to Egg Harbor Township.

Chief Davis the screen outlined in on Page 24 can be opened up and you may start a call from it. The information will be placed in it automatically. He referred to Page 25 of Exhibit B100 advising the screen notes the nearest cross street(s), that it is Area 5, and the quadrant for Ambulance and Fire is Longport. Chief Davis advised there is another screen that opens up for ARC-GIS as depicted on Page 26 of Exhibit B100 noting on this screen the yellow titles references the business names, the red is the street names and the small blue dot (phone) depicts the established location of the call within 25 meters. He indicated this is where the latitude and longitude information is helpful.

Chief Davis advised with our dispatch system because of the different jurisdictions covered they do not answer the phone Egg Harbor Township they answer the call as "911 where is your emergency". He

advised they are trained in asking “where” because that is one of the first and biggest critical pieces of information we need. He advised it is irrelevant to know what is wrong if we do not know where you are at. Chief Davis also stated the reason why they are trained to ask “where” because even though we have this ability with the system it may not always work. He advised it is a good system but it is technology and this is a back-up system to help them.

Chief Davis then referenced Page 27 of Exhibit B100 noting this is a picture of an MPC which is a mobile pc of the dispatch screen. He advised the officer receives call information such as the type of call it is, the address, the case number, the primary unit, and the case comments as they are being added by dispatch. He then referred to Page 28 of Exhibit B100 advising this a screen for the officer to visualize where the call is.

Chief Davis referred to Mutual Aid. He indicated it is the policy of the department to honor its moral and legal responsibility to provide assistance and we reciprocate with mutual aid. He indicated most of the time Egg Harbor Township is going outside of the town to help others. He advised there are 16 jurisdictions that border us. Again, most times we are going out to help others but we recognize there are times when it is beneficial for the public when someone else, who may be in that area, and we are tied up, to go and provide a faster response. Chief Davis advised we want to provide our best service, protecting our public, as referenced in our mission statement, and if this is the beneficial way then we will do this.

Chief Davis referred to Page 30 of Exhibit B100 that shows the mutual aid request for Egg Harbor Township going out to help. He advised this information is based on “calls for service”. He indicated he does not have “calls for service” of other coming in for us. Chief Davis noted from Page 30 examples of mutual aid calls we responded to during the time period of 1/1/11-7/1/15.

Chief Davis referred to Page 31 of Exhibit B100 entitled the Operations Bureau advising the patrol division is broken down into subunits with four (4) patrol squads, an emergency response team with seven (7) officers. He indicated the Township can have up to eight (8) but there is vacancy. The Township has four (4) K-9 officers, we have hostage-crisis negotiators, bicycle unit, motorcycle unit and a field training unit. He further advised programs within the agency include the gang reduction unit, physical fitness unit, firearms training unit, peer support, accident and injury review board, and awards recommendation committee.

*** May the record reflect:** Freeholder John Carman arrived at 5:52 p.m.

Chief Davis then referred to Page 32 of Exhibit B100 entitled Criminal Investigation Bureau and read onto the record the entire page concerning the functions, responsibilities of the Township corps of specially trained officers. Chief Davis advised one of the things Egg Harbor Township officers were instrumental in doing, which is spreading across the state, is the pawn data base. He indicated there is a service provider that can link into the pawn shops. He advised the shops will take pictures of items, write descriptions of the items, and they will then photograph the driver license of the person and place this information into the data base so when there is a burglary we can look into the data base and see if there was any recent pawns. He advised this has been a great tool and within New Jersey it started with the Egg Harbor Township Police Officers who did this.

Chief Davis advised our community is 68 square miles and we have a population from the 2010 census of being 43,323. He noted the police department has 84 sworn officers and 34 civilians. He indicated

our unemployment rate within the Township from the US Bureau of Labor Statistics in April, 2015 is 9.9%. While referring to Page 34 of Exhibit B100 Chief Davis noted there are fluxions as to it rising in 2008 based on the economic conditions that we have all suffered through. Chief Davis referred to Page 35 of Exhibit B100 advising the information noted on this page is from a recent headline that was in the paper in the last month or so advising Atlantic County leads U.S. in foreclosures and that one in 113 homes are in foreclosure and that there were 1,122 foreclosure for the 1st quarter of 2015 and Egg Harbor Township is not immune to this.

Chief Davis referred to Page 36 of Exhibit B100 advising this shows the basic model of the Egg Harbor Township Police Department five (5) Patrol Areas. He indicated this five (5) area patrol map has been in existence since he started. He indicate this map is based on geographic boundaries with roadways, population and the amount of crime that occurs in these areas.

Chief Davis advised Longport Boulevard is part of Area 5. He indicated Area 5 is not just visually the largest area that we have much of it is along the river and consist of sporadic wooded areas so it is not as developed as other areas. Chief Davis explained Margate Boulevard is part of Area 4 and West Atlantic City, which is its own area at this point.

Chief Davis stated due to the downturn in the economy during 2007/2008 through contraction we went from 101 officers down to the high 70's. He advised we have slowly came back from that model. He indicated by doing so they were forced to look at how we are doing business and how would could sanitize. Therefore, we went with Data-Driven Approaches to Crime and Traffic Safety. Chief Davis then read into the record the information outlined on Page 38 of Exhibit B100. He advised this system (DDACTS) looks at hard data coming in such as where the calls were coming from, where the crashes were occurring and where were the crimes occurring so that officers were placed in these areas. He then referred to these areas as Hot Spots. He indicated by having a pro-active presence in these areas we are trying to make the community safer by reducing the crimes in these areas, as well as, the traffic.

Chief Davis referred to Page 39 of Exhibit B100 entitled Uniform Crime Reporting. He then read onto the record this Page 39 of which explained what Uniform Crime Report (UCR) is. Chief Davis then referred to Page 40 of Exhibit B100 entitled Total Offenses UCR Part I. He noted that in 2008 our numbers were down to 1,294, however, when we started contracting our officers due to the budget and other things you see a corresponding increase in the crimes being report so we were being less effective because we had less members. He advised when we began with the DDACTS and increased our law enforcement numbers the numbers start evening out and getting better.

Chief Davis referred to Page 41 of Exhibit B100 advising this is an exhibit of a monthly crime bulletin. He indicated the crime analyst is tied under a grant. He explained it is a three (3) year grant starting out as \$45,000.00, then \$30,000.00 and ending with \$15,000.00. He indicated the analyst salary is subsidized and the Police Department is exploring another grant with the cooperative of the University of Virginia to have an App to study the fear of crime. He advised hopefully this grant with come through to further subsidize the analyst salary and be one of the first in the Country to have a cooperative with a major university to study the fear of crime.

Chief Davis advised on Page 41 there is a map of the Township. He advised the areas shaded blue are considered cold areas showing that there is not much going on. He advised red indicates the worst areas and yellow would be areas that are becoming hotter. He indicated from this map you can identify the hot areas, as well as, observing that Longport Boulevard is the tranquil blue. He indicated in the hot

zones whether it is crimes or traffic incidents occurring they place officers in this area. He indicated this may fluctuate based upon the data received on a monthly basis.

Chief Davis referred to Page 42 of Exhibit B100 advising the crime analyst put together a quick analysis from January 1, 2011 through July 1, 2015, concerning citizen initiated priority calls. He advised this means someone picked-up the phone and called concerning one of those crimes listed. He indicated the count of call type for these crimes totaled 27,775 and the average response time was five (5) minutes. Chief Davis then referred to Page 43 of Exhibit B100 he indicated this is an outline from January 1, 20011 through July 1, 2015 of the citizen initiated priority calls average response time by neighborhood. He indicated what is being shown is an analysis, to some level, within geographic distance and a neighborhood that was comparable, even though Birdland, Delilah Oaks and Zion Park are a little larger. He then noted Seaview Harbor/Marina was 13 of the 2,991 priority calls received.

Chief Davis than referred to Page 44 of Exhibit B100 advising of the 13 priority calls received for Seaview Harbor/Marina they were broken down on this page as to what the calls were. He indicated the average time of arrival for the 13 calls was 11 minutes. Chief Davis referred to Page 45 of Exhibit B100 indicated this is an outline of the Longport Boulevard the road itself, including Seaview Harbor which still has to be patrolled and Ocean Drive, the Ocean Drive Bridge and Anchorage Poynte up to all three (3) borders outlining the citizen initiated priority calls.

Chief Davis referred to Page 46 of Exhibit B100 advising of the citizen initiated priority calls from January 1, 2011 through July 1, 2015 the Township had a total of 27,775 calls of which 13 calls were from Seaview Harbor. He indicated Seaview Harbor is stable; safe neighborhood.

Chief Davis referred to Page 47 of Exhibit B100 advising this information references distance/time from Township Hall which was done at 5:15 p.m. in the middle of work week, which is rush hour. He explained to West Atlantic City it is 7 miles and it took 17 minutes, Margate Boulevard is 4.6 miles and it took 9 minutes, Absecon border, which is straight down Fire Road, is 5.5 miles and it took 14 minutes, Ocean Heights Avenue to the Hamilton Township border is 6.8 miles and it took 12 minutes, Seaview Harbor is 6.8 miles and it took 14 minutes, Westcott Road by the Absecon border is 7.0 miles and it took 17 minutes, the Children's Hospital which is along the Black Horse Pike and borders Hamilton Township is 7.3 miles and it took 15 minutes, the Atlantic City Airport is 7.5 miles and it took 19 minutes, the Air Gate, which is on Tilton Road for the National Guard is 8.7 miles and took 19 minutes, Green Tree Golf Course which is on Somers Point Mays Landing Road bordering Hamilton Township is 9.9 miles and it took 15 minutes and the last is his home, which he is a Township resident is 6 miles and it took 12 minutes.

Special Board Planner Wiser asked if this was based on a 5:15 p.m. time. Chief Davis stated yes. He further noted he tried the same in the morning the next day and it was basically the same times.

Chief Davis advised he had a brief discussion with the Township Administrator because he need to know the monetary impact would mean if we were to lose Seaview Harbor from the tax base of the Township and what this would mean for the police department budget wise. He indicated he believes based on the percentages he will be looking at a \$175,000.00 to \$200,000.00 loss each year.

Chief Davis advised what this means for him is that he would lose officers, there would be a reduction of community policing events so such programs like D.A.R.E. Day, adopt cop would be either reduced or eliminated, as well as, the school programs. Chief Davis explained there would be an increase to the

response time because there would be less officers to do things. He advised there would be an increase in UCR Part 1 Crimes. He advised this was established in his exhibit where the chart showed the Township was doing well and then we lost officers the crimes went up. Chief Davis stated we are starting to settle down again and he does not want to see it be a roller coaster going back up again. He stated if we are busy dealing with the major crimes than there will be an increase in response times and an increase in crashes. He stated if he has less officers he cannot be as effective with the DDACTS because he will not have as many officers to pull off to handle calls.

Chief Davis announced he would like to speak with the citizens of Seaview Harbor directly. He advised he is their police chief and he takes his job very seriously. He advised his officers, the residents officers, take their jobs very seriously and we are proud that they have a safe community. He advised we provide a great product, have a diverse range of skills, expertise that they offer, and most are Township residents themselves. Chief Davis stated he personally sees it as a resident and your chief as a breach of social contract with the community in which each homeowner purchased their property.

Chief Davis stated the last time a section of Egg Harbor Township separated itself was Northfield in 1905 and in 1903 Ventnor separated. He noted others sections separated off in the 1800's. Chief Davis advised we were left with Longport Boulevard, West Atlantic City, and Margate Boulevard because there was no value to it. He stated there is value to it now and we provide a good service. Chief Davis stated he will not be able to do this. He cannot sustain a \$175,000.00 to \$200,000.00 loss without have major contractions for the entire Egg Harbor Township.

Attorney Doyle commented that Chief Morris announced at the end of 2014 his retirement and Chief Davis was appointed effective February 1, 2015. He stated given this effort had already started was there any documentation produced for this report prior to him becoming chief on February 1st for him. Chief Davis stated no. Attorney Doyle asked if there was any type of file that he obtained concerning this report on February 1st. Chief Davis indicated he did not receive anything from Chief Morris. He advised Chief Morris was supposed to still do this after February 1st, after his retirement. Attorney Doyle asked Chief Davis when had he discover he was to present the report. Chief Davis advised a few weeks ago.

Attorney Doyle asked Chief Davis when he was he first aware the residents of Seaview Harbor were seeking a boundary realignment. Chief Davis indicated he believes when it was first filed, but he cannot recall the date. Attorney Doyle asked Chief Davis if he has followed this matter. Chief Davis indicate peripherally. He knew there was hearings taking place. Attorney Doyle asked who advised Chief Davis that Chief Morris would not be involved. Chief Davis advised it was actually Chief Morris, but he thought he was joking. He indicated a few days later he received confirmation from the Township Administrator that he would have to present and that Chief Morris would not be.

Attorney Doyle asked Chief Davis if he was aware in October, 2014 that an OPRA request was submitted to the Police Department for documents concerning mutual aid. Chief Davis stated yes. He further noted this was the biggest OPRA request as far as documents. Attorney Doyle advised what was requested at first were incident reports. Chief Davis stated he believes so, however, there was a change in the records and the time frame so there was a change in the records that were originally provided.

Attorney Doyle asked Chief Davis if someone called 911 or a knock on door at the police station this is considered a "call". Chief Davis stated yes, it is considered a call. Attorney Doyle asked if every call is given an incident number that initiates the call, creates a statistic and in affect a folder for whatever else

goes into it. Chief Davis advised this is correct. Attorney Doyle asked from this information a document/report is made up of what you can see. Chief Davis stated yes. Attorney Doyle stated they were provided a "sample" of a report, which had limited information. He then found out there was a detailed incident report. Attorney Doyle asked what is the difference between the two (2) reports. Chief Davis advised the detailed report has more information concerning response time, units, and comments than an incident report. He noted, however, Attorney Doyle received both types of reports.

Attorney Doyle asked if there were any changes in policy within the police department, which he is aware of, because the petition was filed. Chief Davis stated he has not ordered any changes and he is not aware of Chief Morris ordering any changes. He advised if they call we will come. Attorney Doyle asked what about patrols other than calls. He advised what is the basis how often they patrol neighborhoods.

Chief Davis stated the DDACT's would determine if there was a spike in crime or need out there to patrol more frequently. Chief Davis advised that particular area, as any other neighborhood, would have a patrol at least once a shift. Especially on nights to make sure nothing is occurring, however, if the DDACT's was showing a hot spot they would have more officers and more time. Chief Davis advised a patrol car would appear in Seaview Harbor once a shift, if there were no calls for service there. He advised there are two (2) 12 hour shifts. Attorney Doyle asked if the patrol car would cover any other area once it is past the Dairy Queen on the Somers Point/Egg Harbor Township border. Chief Davis advised the area Attorney Doyle just described is Somers Point. He indicated Egg Harbor Township is not responsible for that area, however, they are responsible for Anchorage Poynte, Ocean Drive, Longport Boulevard (the road itself) and the fishing piers.

Attorney Doyle asked if he lived in the mainland portion of Area 5 how often would he see a patrol. Chief Davis stated the same frequency as any of the other areas. Depending again on the need to be out there and what is going on. Attorney Doyle advised Chief Davis mentioned DDACT's when did the Township take on. Chief Davis advised he believes in 2013. Attorney Doyle stated he submitted an OPRA on March 18, 2015 for the district patrol plan and he received a simple map. He asked if this is all it is. Chief Davis reviewed the map and advised it is the same. Freeholder Carman advised the patrol map is within the report. Special Board Solicitor Marcolongo advised it is slightly different, therefore, Attorney Doyle submitted Exhibit S121 District Patrol Area Map.

Attorney Doyle asked why there were additional areas. Chief Davis stated there is not. He indicated there are five (5) areas. He indicated if we have additional officers, because our minimum staffing is a supervisor and eight (8) officers then you will have a 4 (A) or 5 (A). Again, he noted depending on that need to be. He advised there could be a 5 (A) car to supplement or a 4 (A) etc... He indicated it could change from day-to-day. Attorney Doyle stated this map is irrelevant tomorrow, next week or next year. Chief Davis stated the five (5) Areas we have had been so before he was even here. The "A" map is the same area map it just means there are two (2) cars in the area. He advised we would not have a "B" because we do not have enough to have three (3) cars. He indicated we may have a traffic unit, which there are two (2) and they work Monday-Friday during the peak crash times. He advised one is on 8 a.m. to 4 p.m. and other from 12 a.m. to 8 a.m. He advised the traffic unit can go anywhere they are not limited to a specific area.

Attorney Doyle asked how many cars are on the road today. Chief Davis stated he forgot the numbers but he knows it was more than the minimum. He advised he believes today there was two (2) sergeants, two (2) lieutenants, nine (9) patrolman, the traffic officer, traffic sergeant, training sergeant,

community policing officer, two (2) captains, the professional responsibility lieutenant, and himself. He added there was an accident on Longport Boulevard this morning at the foot of the Kennedy Bridge and a lieutenant, along with two (2) officers responded around 10:00 a.m. Attorney Doyle asked how long did it take them to respond, were they there first, or was the Longport Police first. Chief Davis stated he did not check for the time. He indicated Longport may have been there he does not know. He advised the Township did not dispatch them. The boulevard is our jurisdiction.

Attorney Doyle advised on April 16th and 17th there was an exchange of emails between himself and Special Board Solicitor Marcolongo. He asked if Chief Davis seen this. Chief Davis stated he did not believe so. Attorney Doyle provided Chief Davis the email and this was marked as Exhibit S122 dated April 16 and 17, 2015 email between Attorney Doyle and Special Board Solicitor Marcolongo. Chief Davis stated he does not recall the top portion of this email but he does recall the bottom portion and it included two (2) pages of sample questions that Attorney Doyle had. Attorney Doyle stated he had not sent questions with this email. The questions were submitted later on June 16, 2015. Chief Davis stated he received them together.

Attorney Doyle stated he sent an OPRA request seeking whatever report that would be presented by Chief Davis on June 16, 2015, based upon expecting Chief Davis during the hearing of June 29, 2015. He asked why was a report submitted to them and received only four (4) days before the hearing when it was asked for previously. Chief Davis stated the June 29th meeting was supposed to still be Chief Morris not himself. He indicated he did not start this until July, 2015 and he sent the finished product the Friday before 10:00. Attorney Doyle stated he receive a half hour later. Chief Davis indicated that within a half hour of him finishing Attorney Doyle received the document.

Attorney Doyle stated this matter was only assigned a few weeks ago. Chief Davis stated yes and the questions came from Special Board Solicitor Marcolongo. Attorney Doyle asked Chief Davis what he understood the purpose of his report to be. Chief Davis advised he was asked what the purpose of his testimony would be and he was told to the effect of what this would have on the Township either the approval or denial of it. Attorney Doyle asked if there was anyone else who participated in the preparation of this report other than himself. Chief Davis stated no. He advised the power point was prepared by himself and he asked the crime analyst for numbers and he prepared the report himself.

Attorney Doyle stated the first 40 pages could have been to any community group. He advised they had little to do with the petition. Chief Davis stated it was designed to give an overview to the residents present who may or may not be aware of the structure of the police department and is relevant to any portion of the Township. Attorney Doyle asked if there were earlier drafts. Chief Davis stated no. Attorney Doyle asked if anyone checked this before it was sent to Special Board Solicitor Marcolongo. Chief Davis advised he has his secretary spell check for him.

Attorney Doyle stated the first 47 pages of the report are factual and page 48 is an opinion. He asked if anyone suggested a conclusion be provided. Chief Davis stated no one. He advised it is his opinion as to the effect as the Chief of Police for Egg Harbor Township.

Attorney Doyle asked besides preparing the report did Chief Davis do anything else to prepare for tonight such as asking anyone what the procedure was like. Chief Davis advised Special Board Solicitor Marcolongo did discuss with him as to how it would proceed. He further noted he asked Board Secretary Wilbert when he arrived this evening where to set up for the presentation.

Attorney Doyle asked if Chief Davis reviewed the exhibits submitted or reviewed the minutes where the residents expressed their concerns. Chief Davis indicated he had not. Attorney Doyle asked if he had looked at any particular incident reports or detailed incident reports. Chief Davis stated he technically had due to the OPRA request Attorney Doyle put forth. Chief Davis had to make sure they were properly redacted. He advised there is certain information under the OPRA that cannot be given out such as juvenile information so he wanted to make sure it was properly blocked out. Attorney Doyle asked if Chief Davis had brought copies of the 13 priority calls made from Seaview Harbor. Chief Davis advised yes, he brought one (1) copy of each.

Attorney Doyle advised based upon the information provided Area 5, which Seaview Harbor is part of, is the largest of the 5 Areas. Chief Davis stated yes. Attorney Doyle asked if the northern boundary of Area 5 a particular roadway. Chief Davis advised it would be Ocean Heights Avenue. Attorney Doyle stated this area would then have less proportionate population than the crowded areas north of it, less highways with automobile issues, and less crime. Chief Davis stated yes. Attorney Doyle stated so the residents in this area see less police. Chief Davis indicated again, it is based upon what is occurring. He advised they would see more police if there was more activity in that area. Chief Davis advised they have had more patrols in Area 5 when the needs must be met. He indicated the Township's first DDACT zone was in Area 5 along the Zion Road corridor because of residential burglaries.

Attorney Doyle asked how many total calls for service occurred in 2014. Chief Davis advised he is not sure. He advised there are officer calls which are calls for motor vehicle stops, property checks, and administrative calls which may be around 80,000. He advised citizen calls would be much less maybe around 20,000, however, he does not have a definitive number.

Attorney Doyle asked how many total calls for service did the Egg Harbor Township Police Department receive from Seaview Harbor. Chief Davis asked if this is the citizen initiated priority calls. He noted one of the questions received from Attorney Doyle included calls from 2009 and 2010. The slide presented in the power point presentation shows 13 calls from 2011 to current. He stated if this includes 2009 and 2010 then it would be a total of 16 priority calls. Attorney Doyle asked that all the calls received by Seaview Harbor were priority type calls between 2011 and current. Chief Davis stated no. He then referred back to Page 44 of Exhibit B100 outlining the type of calls that were received from January 1, 2001 through July 1, 2015. He added he is not sure if by adding the three (3) more calls from previous years would have lowered or increased the average time of arrival.

Attorney Doyle asked how many of these calls were responded to by only the Longport Police Department. Chief Davis stated of those none. Attorney Doyle asked how many were responded to by only Egg Harbor Township. Chief Davis stated a Longport Officer might have been there but it was not documented by us because he may have just come out there. Chief Davis stated he would say all of them but he is not sure just because he is not sure if they came out there on their own but they are not on our call.

Attorney Doyle asked when does Longport, because the citizens told of incidents over the past several years, they uniformly said the first person to arrive with a uniform on was from Longport. He indicated this is inconsistent with what Chief Davis is saying. Attorney Doyle asked when does the Longport Police Department come first? Chief Davis stated if they get there first, on their own, and go there. Attorney Doyle asked how would they know there is something to go to. Chief Davis stated they can hear it or we would ask them to go in conjunction with us for whatever reason.

Attorney Doyle asked what would be the reason to ask them to go. Chief Davis stated if the Area 5 car(s) were tied up with another call or it was a non-priority call such as a burglar alarm and they asked them to go to check the homeowner. He advised if there is a crime it or anything that needs a police service investigation or report it will be an Egg Harbor Township Police Officer. Chief Davis stated when we had the assaults from the beginning of the year happen out there it was Egg Harbor Township Police Officers that investigated and people were brought to the Egg Harbor Township Police Department for interviews and reports were done here. Chief Davis stated it is our jurisdiction and if complaints are signed it will be an Egg Harbor Township Police Officer who will investigate crime and prepare complaints. He advised it will not be a Longport Officer.

Attorney Doyle stated so for the police activity that has happened it has been exclusively Egg Harbor Township Police Department who have responded. Chief Davis stated we are the primary source to go out there. He advised if we need assistance we will ask Longport or it may be someone else if it was another location.

Attorney Doyle stated in the review of incident reports, detailed incident reports in association with the OPRA request he placed in. Did Chief Davis take notice of how many times the Longport Police Department was there. Chief Davis stated he did not.

Attorney Doyle stated when Chief Davis indicated that Egg Harbor Township Police exclusively respond and required to prepare reports was this same as when he joined the force in 1987 for Seaview Harbor. Chief Davis stated yes. Attorney Doyle stated so when a newspaper article went into evidence, quoting a resident from Seaview Harbor in the 1980's, saying "their Police", meaning Longport, "and Fire Departments already serve the area and we don't pay a dime for it" that was not true. Chief Davis stated he has no idea what the article was about. He indicated he has no idea what they were doing before he was hired. Special Board Solicitor Marcolongo asked what exhibit number was just discussed. Attorney Doyle stated he is not sure of the number, however, it was taken from the article that appeared in the Atlantic City Press in 1982 and quoted then Mr., now Mayor, McCullough.

Attorney Doyle then began to ask Chief Davis if another article, which he noted was placed into evidence, was accurate. Special Board Solicitor Marcolongo then asked Attorney Doyle what the exhibit number was and the date. Attorney Doyle stated it is another article from the Atlantic City Press and the article is dated Sunday, February 15, 2014. Attorney Doyle then read "the Township has long had a shared services agreement with Longport in which the Borough's Police and Fire Department respond to Seaview Harbor while the Township's responders are on route". He asked if this is accurate. Chief Davis stated at times it could be, as far as, the police are concerned.

Attorney Doyle asked if there is a shared service agreement presently. Chief Davis stated this is incorrect. He advised he is actually speaking of mutual aid. He advised there is no shared service agreement with Longport concerning the Police Department. He advised at this point there is only the share service agreement with Longport concerning the 911 and that was signed on Saturday. Attorney Doyle asked if Chief Davis was involved in the negotiations and the final product of this agreement. Chief Davis stated he has not seen the actual agreement yet. He advised he is familiar with what has been done in the past with other jurisdictions. Chief Davis advised he has spoken with the Chief of Longport's Police when he initially approached him about this.

Attorney Doyle asked this agreement will not change who goes to an incident or response to calls. Chief Davis stated no. Attorney Doyle stated there is presently agreements with Northfield and Linwood for dispatching services, which they pay for. Chief Davis stated this is correct. Attorney Doyle asked Chief Davis how much is being paid for this. Chief Davis stated he is not aware. Attorney Doyle advised Longport will be paying \$300,000.00. Chief Davis stated he does not know this but is accepting Attorney Doyle's representation.

Attorney Doyle asked Chief Davis if knows a credit is to be taken against this for Longport providing Police, Fire and Emergency. Chief Davis stated he does not know. Attorney Doyle advised it was \$10,000.00. Chief Davis advised he would assume it is not for Policing. Attorney Doyle asked Chief Davis if he believes the value of Longport's mutual aid, for services provided to Egg Harbor Township, should be more or less than the \$10,000.00. Special Board Solicitor Marcolongo advised Chief Davis does not know what the number is.

Attorney Doyle read the agreement that Egg Harbor Township approved concerning the dispatching services to himself. He then apologized for advising the compensation was \$300,000.00 when it is \$240,000.00 in 2016, \$247,500.00 in 2017 and it does show as a draft, that in 2015 it was reduced fractionally because we are in a fraction of year. Attorney Doyle noted the agreement stated \$10,000.00 a year in 2016 and 2017 for mutual aid services provided by the Borough of Longport to Seaview Harbor and other parts of the Township. Attorney Doyle noted with this said Chief Davis advised he would not think this was for the Police. Chief Davis explained he stated he did not think it would be for the Police. He indicated he did not write the agreement. He stated he did not know what the negotiation was for it or what the intent of it is. He advised as the Police Chief would not think it involves the Police Department but it could fractionally. He does not know.

Attorney Doyle asked Chief Davis from his knowledge as being in the Department for 27 years and familiar with what services Longport provides the police area and having sense he is sure as to value of man hours cost, responding, gas, etc... does he believe the services provided by Longport, for Police alone, on mutual aid is more or less than \$10,000.00. Chief Davis stated personally he would say less. He indicated his impression is they are not doing that much for us out there and taking into account we reciprocate to them our services back even out for the Policing side. He indicated he would only be making an assumption as to why the \$10,000.00 is in the agreement. He does not know.

Board Member Aponte asked Chief Davis on the citizen calls it references Seaview Harbor/Marina. He asked how many calls were from the commercial enterprise versus the home owners. Chief Davis stated of the 16 calls he believes one was from the commercial area it was an intoxicated individual. Board Member Kearns stated during earlier discussions the subject was raised that Longport Police Department may have responded to calls and they were not dispatched by Egg Harbor Township. Is it possible that Longport's Police frequency is the same as Egg Harbor Township and they hear all the call's.

Chief Davis stated no, it is not. He advised they can hear our calls but he will use as an example of us not going to a call would be a road obstruction where a Longport Police Officer is on the Boulevard either going to the mainland or coming back he sees a road obstruction and instead of just driving by and calling us. He gets out and moves it. They see a stranded DMV (disabled motor vehicle), which he saw many calls like that he saw being called in by Longport. He advised disabled motor vehicles stops where they checked in on the motorist and then called us to let us know. Board Member Kearns stated he thought a statement was made there were a number of calls where Egg Harbor Township responded to

where Longport was either there or came and they were not dispatched. Chief Davis stated this is correct. Board Member Kearns again asked if this could possibly be because they are on the same radio channel and they hear it, going anyway. Chief Davis advised it is not the same channel, but they could hear it and go, yes.

Attorney Doyle asked Chief Davis with respect to the shared service agreement there is a statement “the agreement with Longport in which the Borough police and fire department report to respond to Seaview Harbor while the Township’s responders are in route” accurate or inaccurate. Chief Davis stated at times it could be accurate because they are available to go and they go. He indicated there is no set criteria for them to respond before us. He indicated this is for the Police the Fire Department is a different issue. He indicated for the Police Department we are the primary responder that is going to go out there. Chief Davis explained if we realize the nearest responding unit officer is going to be tied up for a moment because he is doing something else. He advised we may ask them to start a car out there to assess the situation for us if emergent or non-emergent situation just to provide a quicker police response but ultimately that officer is still going.

Attorney Doyle stated Chief Davis discussed non-emergent calls. He asked if the priority calls, because of the potential criminality, considered emergency. Chief Davis stated no, he advised these calls would not necessarily pend. He indicated those would normally provide an immediate response. He advised if we received a call for service for assault and it is a fight in progress then we would be going immediately. He advised if we received a call for service on an assault and the person has left the priority for that call is now gone down and it may take longer to get there because it is no longer emergent but it is the same call for service.

Attorney Doyle asked if they will stack calls. Attorney Davis stated yes. He advised stacked calls is when a call for service comes in and there is no available unit to go to it, it will be stacked/pending until a unit becomes available. He stated it may or may not be the Area car. He used as an example should the Area 5 car be tied up with a call the Area 3 or 4 car would be dispatched to take over call so it does not sit and pend longer. He indicated it does not have to be the Area 5 car that goes. Attorney Doyle asked rather than have it pend are there times when Longport is called out for those calls. Chief Davis stated yes.

Attorney Doyle stated the Police Department is also a service organization and you will have that nervous person whose burglary alarm went off and it does not involve criminality but it is worrisome. Which he asked is important too. Chief Davis stated yes. He again referenced the partnership with the University of Virginia and trying to gage the fear of crime. He indicated regardless if Seaview Harbor is a low crime area and had only 16 priority incidents in over five (5) years, however, if the citizens are fearful for whatever reason because perception is their reality. We need to do a better job at figuring out why that is and respond appropriately. He indicated this is part of what this partnership will be with the University of Virginia.

Chief Davis stated tonight has been enlightening just by speaking with some of the public here. He indicated the fear of crime is higher than the statistical numbers are showing. Attorney Doyle asked to the Chief’s knowledge has the Police Department, based upon the petition rising to the level it has, reached out to the Seaview Harbor Homeowners organization to meet with them like they have with others previously mentioned. Chief Davis stated no, not in response to this.

Attorney Doyle then presented exhibit S67 (previously submitted) a Press of Atlantic City article dated December 27, 2011 entitled "Egg Harbor Township borders leave locals, businesses confused". He then read onto the record a section stating "if there's a serious incident in, say, Seaview Harbor and that's very rare, of course Longport would be called first". Attorney Doyle asked Chief Davis if this accurate or inaccurate. Chief Davis asked by whom. Attorney Doyle he indicated forget who said it. Chief Davis stated no, who would call. Attorney Doyle stated the dispatcher he would assume. Chief Davis stated no. Attorney Doyle then continued stating "if there's a 911 call, they would be closer than we would". He asked if this is true or not true. Chief Davis stated those being the Longport Police most likely most of the time they would be closer, yes.

Attorney Doyle asked would they not be called by the dispatcher. Chief Davis stated no. Attorney Doyle asked why would the time matter to get there quicker. Chief Davis stated if it were a priority call that needed service and we were further away to respond. Yes, but in a course of practice to just notifying them to respond no, not if it is a non-priority call and we are in route or out there. We would not even tell them.

Attorney Doyle stated in a matter of normalcy Longport is a lot closer than Egg Harbor Township to Seaview Harbor. Chief Davis stated it is part of our patrol area and it is not abnormal to have a patrolman on the Longport Boulevard that would be just as close as the Longport person. Attorney Doyle advised so the record is clear Mayor McCullough was quoted in article. Attorney Doyle then referenced he will be reading from the transcript of February 23, page 26 of the Governing Body of Longport. He indicated he does not know the exhibit number.

Attorney Doyle then read onto the record a section of this transcript "we are a very good neighbor because we do supply first response for police, first response for fire, and first response for ambulance for those individuals". Noting the "we" is the Borough of Longport. Attorney Doyle asked Chief Davis if this is accurate. Special Board Solicitor Marcolongo asked whom is being quoted. Attorney Doyle stated Mayor Russo. Chief Davis stated they are a good neighbor and they do assist with those services.

Attorney Doyle advised Mayor Russo did not indicate assist. He indicated they supply first response for police. Chief Davis advised then the statement is inaccurate because they assist us. Attorney Doyle continued by saying the statement made in response when he asked whether that question was accurate and the witness testified. Attorney Doyle stated he asked "do you think the statement, whoever gave it was accurate" and the answer was "sure and we have a very good mutual aid program with Longport" and agreeing to that statement that speaker was inaccurate. Special Board Solicitor Marcolongo asked who was that speaker? Attorney Doyle advised it was Mr. Miller. He indicated he does not think it changes the cast of characters are. The question is whether the statement, which flies in the face of everything Chief Davis has said, is accurate.

Special Board Solicitor Marcolongo stated he believes the Chief should have the benefit of whom made the statement. Attorney Doyle indicated it goes to the heart of matter because they have had citizen after citizen saying Longport was there first. He indicated they have had Mayor McCullough quoted in paper, Mayor Russo quoted at a public meeting and Mr. Miller agreeing with Mayor Russo and saying the same thing himself as quoted in the newspaper and the Chief says no. So Mayor McCullough is wrong, Mayor Russo is wrong and Mr. Miller is wrong or inaccurate.

Chief Davis stated that is not true either. He stated because Attorney Doyle's statement says that Mayor Russo said "we supply police, fire and emergency services". He indicated that is inaccurate. They

assist us with those services. So if he is saying by supplying in essence they assist us than yes, but we are the primary law enforcement agency out there. We provide the primary police services out there. He indicated they do provide those services as an assistance to us. Chief Davis indicated so he is accurate the way he is portraying but he cannot speak for him. He advised it is the same thing for the Mayor and for Mr. Miller. He advised if they are agreeing with him because he is accurate in saying they assist us with those services, than yes, because they supply it yes but we are the primary ones.

Attorney Doyle stated the critical word is first and Chief Davis used the word primary. He indicated he appreciates Seaview Harbor is at least presently in the borders of Egg Harbor Township. Attorney Doyle noted this makes you by definition the primary responsible police department. He asked Chief Davis if this is correct. Chief Davis stated yes. Attorney Doyle stated this does not mean you are first to scene. Chief Davis stated no. Attorney Doyle asked Chief Davis if it is his testimony based upon his years of service including the last several months as Chief that you are generally first on the scene. Chief Davis stated if it is a serious incident we are responding and we may be there first. He stated the percentage of Longport being there before us he does not know. He advised he did not do a statistical analysis and he is not sure if he could do this. Attorney Doyle asked Chief Davis if he thinks it is important on priority calls a responsible police presence is made as quickly as possible. Chief Davis stated yes.

Attorney Doyle asked Chief Davis how long he was a patrolman. Chief Davis indicated from 1987 – March, 1994, when he went into the detective bureau as a detective. Attorney Doyle asked in the seven (7) years did he patrol in Area 5 and did he report to incidents in Seaview Harbor. Chief Davis stated yes. Attorney Doyle asked if Chief Davis has any recollection as to the presences of Longport Police during those occasions. Chief Davis advised if he had motor vehicle stops on the midnight shifts he would have a Longport car travel by to back him up.

Attorney Doyle asked if Chief Davis recalls a Longport Police Officer was already there. Chief Davis stated no. He advised it could have happen but he cannot recall. Attorney Doyle stated to the resident of Seaview Harbor as they have believed, based upon time and distance, has on their house phones the placard of “in case of emergency” Longport’s Police Department number. Chief Davis stated take it down. He advised it would be the same number any way, which is 911 and it would come to us. But if they have the Longport Borough’s Police Department non-emergency phone number take it off. It was not given to the residents by Egg Harbor Township. He advised it should not be there if the residents do not live there. Chief Davis advised the residents the number is 927-5200 or 911.

Attorney Doyle questioned take it down, don’t call Longport. Chief Davis advised we are the resident’s police services. Should you need police service assistance call 911 and we will receive the call and go. He advised if someone calls on a cell phone, it will be routed to a tower, that will based on the latitude and Longitude transfer the call to us. Attorney Doyle stated he appreciates Chief Davis’ proprietary desire for the residents to take down and just call 911 to put in the hands of Egg Harbor Township. However, to the degree that distance equals time and time makes a difference he is surprised the Chief would tell them this. Chief Davis stated Egg Harbor Township is their jurisdiction. It is where they live. He indicated the Township would make decision if someone needs to go out there. He advised time and distance is not the only factor that should be involved with an emergency call. Attorney Doyle asked if it is not true a second saved, can save lives. Chief Davis stated it depends upon the situation, but yes. He advised if they call 911 it goes to the appropriate person right away and we can get the help there faster than calling Longport.

Chief Davis stated there was a fire in Seaview Harbor and the caller called Longport and the dispatcher told them to call Egg Harbor Township. He indicated the caller had to hang up, call Egg Harbor Township, and then we called back to Longport and asked if they could send their fire department and we advised our fire department was being sent because there was a fire situation in Seaview Harbor. When the dispatcher from Longport was asked why they did not do anything. The dispatcher advised he told them to call Egg Harbor Township. Attorney Doyle asked Chief Davis if he is familiar with the Fire protocol if there is a fire. Chief Davis indicated it is his understanding, depending upon the location of he stated the Dolores Cooper Bridge is used as the dividing line. Scullville will be called, as well as, Longport and he also believes Margate if on one side of the bridge and if on the other it will be Scullville and Somers Point.

Attorney Doyle stated there is a line item for ambulance in the police department budget. Chief Davis stated no. Attorney Doyle asked Chief Davis as the EMS coordinator does he have anything to do with what happens with the ambulance. Chief Davis stated no. Attorney Doyle asked if he is aware of what happens with the ambulance. Chief Davis stated the ambulances are dispatched through the communications center and Longport's ambulance service will go out initially. He is not sure when the Township's goes out. Chief Davis advised he would have to speak with the EMS Director.

Attorney Doyle asked Chief Doyle if he recognizes any difference between Seaview Harbor the mainland portion of Egg Harbor Township. Chief Davis asked like what? Attorney Doyle asked if Egg Harbor Township an all year round town. Chief Davis stated for the most part, yes. Attorney Doyle asked if Seaview Harbor is. Chief Davis stated he does not know how many of the residents are present year round. He is not familiar with the percentage. Attorney Doyle asked if Seaview Harbor, age wise, older in its demographics. Chief Davis stated he does not know the median age of the people in Seaview Harbor.

Attorney Doyle stated Chief Davis has been a member of the recreation commission for a number of years. He asked if he has run into anyone in his capacity on the recreation commission that is from Seaview Harbor. Chief Davis stated he may have. He has dealt with many people in the context of athletic sports he does not know where everyone lives or even their names. He indicated he could have had frequent contact with someone and did not know. Chief Davis added the services are there. Whether they decide to partake in them or not. Attorney Doyle asked if he has seen any of the Seaview people or those that are in the audience tonight at a community activity with police such as D.A.R.E., adopt-a-cop. Chief Davis stated he may have but did not take notice.

Attorney Doyle stated there are a number of activities dealing with children. He asked Chief Davis if he knows how many children live in Seaview Harbor. Chief Davis stated no. Attorney Doyle advised there are nine (9) children and no children from Seaview Harbor have been in the school system since 2008/2009 school year. Chief Davis stated it is their choice not to partake in our school system.

Attorney Doyle referred to exhibit B100 page 19 referencing the total incoming call volume, which he indicated was 118,178. He asked if an incident number given for each of these calls. Chief Davis stated possible not because it includes the lobby phones, which the calls into the lobby may not have resulted into an incident. Attorney Doyle stated if he removed the lobby phones that he would come up with a 10,000. Chief Davis stated some of them could. He advised it just depends upon what the person was calling for. He stated it could have been just asking for someone or it could be a follow-up. He indicated he would not know what percentage they would be able to reduce it by.

Attorney Doyle asked how many incident reports were created last year. Chief Davis stated he does not know the exact number for Egg Harbor Township only, but he could get it. Attorney Doyle asked give or take is it 100,000. Chief Davis advised it is about 80,000. Attorney Doyle then referred to Page 42 of Exhibit B100 he indicated this page references 27,775 priority calls from January 1, 2011 through July 1, 2015, which is 4 ½ years. What he is trying to understand is the proportion of incidents generated by calls in its totality on an annual basis and of that how many are priority calls.

Attorney Doyle asked Chief Davis when he says 80,000 is that a year over the last few years. Chief Davis stated it is for a year and it has stayed the same over the last few years. Attorney Doyle stated if he applied the 80,000 to the last 4 years he would come up with 360,000 calls and if he looks at the Page 42 that says over 4 ½ years there were 27,775 priority calls out of the 360,000 calls. Chief Davis stated this is rough; estimated numbers. Attorney Doyle advised of these calls it is roughly 8% that are priority calls. He asked what the other 92% of the calls are. Chief Davis stated they are property checks, motor vehicle stops, citizen contacts, any other calls for service that is not listed on this Page 42, assisting other agencies, thefts, shop lifting, disabled motor vehicles, accident, walk in accidents, and accident without injury. Attorney Doyle asked if the non-priority calls stacked and sent over to Longport. Chief Davis stated it would only be stacked if the officer was not available. He advised it does not get stacked because it is a non-priority. It is because the officer cannot get to it, but most times there is someone available so they would respond to it.

Attorney Doyle stated when Chief Davis was reviewing the chart entitled Our Organization he made the comment the squad size if 15 about the size of the entire Longport Police Department. Chief Davis stated yes. He indicated when he checked their webpage it listed the Chief, three (3) Sergeants and 11 patrolman. Currently we have 84 police officers and 5 class II officers for a population of roughly 43,000. Attorney Doyle stated so there is roughly one (1) officer for every 500 people. He asked if there is a standard in the industry. Chief Doyle stated yes, he does not have the formula but we are within the range. He indicated our present compliment is to be at 92 and it is based upon the formula. Chief Davis advised we are slightly below this.

Attorney Doyle stated Longport's population in the last census is 900 people and with 15 officers that is a ratio of one per 60. Chief Davis stated he does not know. He advised mathematically Attorney Doyle is correct but he does not know their population. Attorney Doyle asked generally it would be more desirable for a citizen to be within a municipality that the ratio denominator is smaller such as 1 over 60 versus 1 over 500. Chief Davis stated it depends on the community itself and the rate of crime going on there. You can have a large affluent community that does not have a lot of crime and has a big ratio or have one that is much smaller and have a lot of problems. He indicated there is a lot of factors that go into this. Attorney Doyle asked what the crime rate was in Egg Harbor Township for 2014. Chief Davis stated he does not have it available. Attorney Doyle stated he doubts Chief Davis knows the crime rate in Longport. Chief Davis stated this is correct.

Attorney Doyle submitted Exhibit S123 two (2) documents both entitled State of NJ Department of Law and Public Safety, Division of State Police, Uniform Crime Reporting Unit, Crime Trend Feedback, one (1) for Egg Harbor Township the other for Longport. Attorney Doyle stated Galloway and Linwood are not applicable to this exhibit but were copied. Attorney Doyle asked, where does the numbers come from to create. Chief Davis indicated this is the UCR information that he discussed as part of his power point presentation. He advised there is a clerk that categorizes them and reports the. Attorney Doyle stated these are for the priority calls and in 2013 there was 1,494 compared to Longport at 11 and in 2014

there was 1,471 calls for Egg Harbor Township and Longport had 12. Doyle given Seaview Harbor had 16 calls and would the statistics come in with Longport not Egg Township.

Attorney Doyle asked given the numbers can he see how the neighbors in Seaview Harbor see a greater kinship for Longport than Egg Harbor Township. Chief Davis stated he cannot speak for the residents when they are feeling a kinship. Board Member Aponte stated he sees the comparison that is trying to be made but it could be any comparison whether it be any Township subdivision where you may have 800 or 900 residents and it may be comparable to Longport. Attorney Doyle stated when you speak of a subdivision that predisposes it is on the mainland. Board Member Aponte stated it could be Anchorage Poynte. Attorney Doyle stated there are only three (3) communities that are non-contiguous. Board Member Aponte stated whether you consider 100, 50 or 80 homes he believes you will find the statistics to be the same. Township Committeewoman Pfrommer stated she tends to agree with Board Member Aponte. Attorney Doyle stated if you add this to the distance, the clubs they belong to, the churches, etc., and the testimony it is just one thing that is consistent with all of that.

Attorney Doyle referred to Page 21 of Exhibit B100 entitled 911 Administrative Call. He advised this is a call that made, as Chief Davis indicated, by a police officer as an administrative item, which he assumes was done just for this report. Chief Davis stated yes. Attorney Doyle stated reading through it the call is made from 4 Sunset Boulevard and 30 seconds later the call went from Margate PD dispatch. He asked if this is the call that we see the office making on Page 22 of Exhibit B100 and the intersections signs are show on Page 23 of Exhibit B100 showing this is where he was. Chief Davis stated yes.

Attorney Doyle asked if he is not correct that the closest police department to that cell tower Margate. Chief Davis advised it went to the cell tower called Patcong in Linwood. He further noted, as he understands it depends upon the service provider and the towers. He advised if it were AT & T it would likely come here. This was Verizon and it went to the Patcong tower. Chief Davis stated it also depends upon the availability of the tower based on calls to the tower itself, however, he advised this is above his technical level for cell towers.

Attorney Doyle then referred to Page 25 of Exhibit B100 entitled Dispatch Call Screen. He asked what quadrant meant. Chief Davis stated Beat: AR5 means the patrol, quadrant would be for the basic life which is the ambulance and District is for the Longport Fire Department. Attorney Doyle stated if this were a real call it would be telling the dispatcher if it is a fire send Longport Fire and if an ambulance situation to call the Longport ambulance. Chief Davis stated yes. Attorney Doyle asked what has predetermined this. Chief Davis stated he would say from the other department heads through the ambulance squad and the fire department.

Attorney Doyle stated the call was made at 9:10:24 in the morning and the date says January 18, 2015. Attorney Doyle stated as he understood the Chief's testimony he received this assignment a few weeks ago and this report was made since then. He asked under whose authority did these several pages done back on January the 18th. Chief Davis advised this is a picture he placed in the power point slide. He indicated this was a picture previously taken on that date. He stated it is obvious it was not taken by him. Chief Morris had the officer in Seaview Harbor and he placed the pictures in this presentation, however, Chief Davis advised he screened shot the mapping, which can be brought up at any time.

Attorney Doyle then referred to the Page 26 of Exhibit B100 entitled dispatch mapping stated the area in the lower right hand corner across the bridge is Longport. Chief Davis stated yes. Attorney Doyle asked the area both north and west of Seaview Harbor along Longport Boulevard is swamp land in Egg Harbor

Township. Attorney Doyle asked Chief Davis if he ever had a call requiring them to go to the swamp area. Chief Davis stated not off hand. Attorney Doyle asked if you look at the next page referring to Page 27 of Exhibit B100 stated there is an incident number, which automatically comes up and in mid-January of this year there was already 4,569 incident that went through. Chief Davis stated yes. Attorney Doyle noted we are on a pace to do another 80,000 this year. Chief Davis stated yes.

Attorney Doyle asked Chief Davis to explain the process of how Egg Harbor Township and Longport provide services to each other concerning mutual aid. Chief Davis advised if either jurisdiction needed assistances or felt they needed assistance they could call upon either to make a request for the assistance, whatever that may be. Attorney Doyle stated mutual aid is when you cannot cope with the current situation with your own available manpower correct. Chief Davis stated no. He stated he would not define as cope, however, if we were busy and we could provide a better service; quicker service by having someone assist us we would do that and we will reciprocate.

Attorney Doyle asked does not the ordinances and agreements for mutual aid unusual for situations, emergencies, riots. Chief Davis advised they do speak of this but they do not limit it to this. Attorney Doyle stated Chief Davis mentioned that in over a 4 ½ year time period you have helped Longport 30 occasions. Attorney Doyle advised this equals about once every two (2) months. He asked Chief Davis if he has any way of knowing what the breakdown is for the other way around. Chief Davis advised he was able to compile the information based on using zip code information for calls for service to other jurisdictions. He advised he does not know how other jurisdictions record how mutual aid is received.

Attorney Doyle asked Chief Davis if he has spoken to the Longport Police Chief about how many times they have been called out. Chief Davis stated no. Attorney Doyle asked since becoming Chief if Chief Davis has spoken with Longport's Chief to discuss the areas, particularly Seaview Harbor, since each provide services on occasion. Chief Davis advised they have spoken about the 911 services and the Township taking over but not modifying any type of agreement between the two (2) agencies.

Attorney Doyle asked why, in the Chief's opinion, is Pleasantville so high in mutual aid calls. He advised there were officer involved shootings and there were about eight (8) officers that were out on leave so this left them shorthanded and they were already shorthanded so frequently they do not have enough manpower. Attorney Doyle asked Chief Davis if Pleasantville is adjacent to the part of Egg Harbor Township that is commonly known as West Atlantic City. Attorney Doyle stated in one of the articles that he previously quoted from the Mayor advised "we keep a car out in West Atlantic City". He asked if this is accurate. Chief Davis stated most of the time but it depends upon the call volume and where they would be needed.

Attorney Doyle stated he was surprised to see within the Police Report unemployment information and foreclosure rate. Chief Davis stated these factors assist with the crime rate. He advised as the foreclosures go up and people need money there will be more crime. Attorney Doyle asked if Chief Davis can show a study or report that comes to this conclusion. Chief Davis stated no.

Attorney Doyle asked that the DDACT System is an outside consultant or company. Chief Davis stated no. He advised it is a policing model through the department of justice or NHTSA – National Highway Traffic Safety Administration. He indicated it is federal. Attorney Doyle referred to Page 40 of Exhibit B 100. He asked Chief Davis if the notation "reductions, layoffs, and give backs" reflect a reduction in the police force. Chief Davis stated yes. He advised within his report when the police department began giving back the offences began to rise and eventually when the economy began coming back in the

Country and within the department there has been a continual decrease in the offences. Attorney Doyle stated this is irrespective of the unemployment or foreclosures. Chief Davis stated Page 40 goes to 2014 and the information concerning unemployment is from 2015. He stated he is not sure what the numbers would be between the two (2).

Attorney Doyle asked if the person referenced on Page 41 of Exhibit B100 as the preparer (Danielle Stanford) the individual who the police department received the grant for and she prepared the report on June 15, 2015. Chief Davis advised Ms. Stanford is the crime analyst and she provides these reports on a monthly basis to the command staff and the rest of the police department. Attorney Doyle stated when reviewing this report there are a series of hot spots shown, almost in a line. He asked what is the road associated with this. Chief Davis stated it is the Black Horse Pike (Route 322) and the Tilton Road area.

Attorney Doyle asked the area that is really red is what? Chief Davis indicated it is a triangle area of the Black Horse Pike, Fire Road and Tilton Road. Attorney Doyle asked if this is a far distance from Seaview Harbor. Chief Davis advised this is correct. Attorney Doyle stated the hot spots continue into West Atlantic City. Chief Davis stated at that point there were a few red hot spots in West Atlantic City. Attorney Doyle stated from this it clearly shows nothing in Seaview Harbor. Chief Davis stated this is correct.

Attorney Doyle asked at the bottom of Page 41 of Exhibit B100 there is a chart noting "Year-to-Date DDACTS Zones". He asked if there is a map that show how the DDACT boundaries work. Chief Davis referred to Page 36 of Exhibit B100 advising the two (2) triangles reflected on this map show the current DDACT areas. Attorney Doyle asked how often do the DDACT areas change. Chief Davis advised they are continually monitored. He advised sometimes they are extended and changes, however, the two (2) areas reflected seem to be continually are hot spot. Attorney Doyle asked Chief Davis if the blue and red bar graph shown on this report indicate there are less DDACT zones. Chief Davis explained the bar graph shows an averaging for the month. He indicated the bar related to crashes show we are down 28% and the bar associated with crimes show we are down 31% for that month.

Chief Davis stated many things spike these statistics such as a series of car burglaries would up the numbers. He indicated it is better to average over a three (3) year period. He indicated Page 41 was placed in his report to be representative of a DDACT report that is received on a monthly basis. Attorney Doyle referred to Page 42 of Exhibit B100 the citizen initiated priority calls information is slightly wider than the UCR program. Chief Davis stated yes. Attorney Doyle asked who deemed to provide this wider information then the information in the UCR report. Chief Davis stated he did. Chief Davis explained he wanted to know what the average time was for the calls for service associated with these and how many incidents we have of this nature.

Attorney Doyle stated based on this it appears Township wide they responded to these potential criminal issues in a little less than five (5) minutes. Chief Davis stated this is correct. Attorney Doyle advised it appears in Seaview Harbor it took 12 minutes. Chief Davis advised it was 11 minutes 45 seconds. He advised by comparing the two (2) pages you find for an assault it took 8 minutes and 36 seconds and in the remaining portion of the town it took half that time to get there. Chief Davis stated this is correct. Attorney Doyle then proceeded to compare disorderly conducts, disputes and suspicious noise, suspicious person and suspicious calls, advising it took longer in Seaview Harbor than other areas of the Township to respond. Chief Davis stated yes.

Chief Davis stated as he previously indicated these calls for service may not have dictated an immediate response depending upon what is being said. He stated for example an assault will be a call of service for an assault, however, if the caller indicates the assailant has already left the area it will still show up as this type of call because it is a call for service, however, the expediency was removed from it.

Attorney Doyle asked Chief Davis if he knows if this was the case or if it was a possibility. That maybe it is not as serious as the title portrays. Chief Davis stated yes they were looked at and there was 16 calls for service. Attorney Doyle stated if you were a Seaview Harbor resident and you looked at this and saw a fight may be going on and it took on average four (4) times as long would you not think they are concerned. Chief Davis stated you would have to ask the residents.

Board Member Eykyn stated he has a question. He advised based on the sheer volume of numbers are some of them that happened on the main part of the Township took 17 minutes to get to also but because there are so many it brought the average down. Chief Davis stated any of the calls for service that fit the categories that didn't have a response time, meaning it would indicate it was officer initiated because he was there or he happened to be that to include Longport Boulevard they were removed because it is not going to give you the correct response time. So these are not part of it, but yes the sheer number of volume can be a lot and he could probably pick out 13 calls for service in each area that would work better the response time for Seaview Harbor in this instance but we are comparing one community to the rest of the area.

Attorney Doyle asked that he be provided a copy of the 16 priority calls. Chief Davis indicated he was previously provided this information. Special Board Solicitor Marcolongo advised we will provide again.

Special Board Solicitor Marcolongo advised Chief Davis will be returning on August 17, 2015 at 6:00 p.m. to continue. He noted if the application anticipated to go forward that evening does not. The time can be adjusted for Chief Davis since the actual meeting will begin at 5:00 p.m.

Motion Carman/Pfrommer to carry public hearing to August 17, 2015, 5:00 p.m., prevailing time. Vote 6 Yes: Aponte, Carman, Eykyn, Kearns, Pfrommer, Rosenberg

Attorney Doyle stated as everyone is aware Chief Danz did not appear as scheduled. He advised as he requested the night this occurred he asked the Board to extend their statutory power to have the Chairman issue a subpoena. He indicated the Board suggested some time be given and they would ask again. The Board even discussed having alternative witnesses, which he indicated he made clear would not be acceptable. He provided documentation, he was Chief and the information provided was his.

Attorney Doyle advised on behalf of his clients he must insist on the strongest terms that a subpoena be issued. He indicated the Deputy Chief, or would be Chief, or the present Chief(s) of Scullville and Cardiff are not acceptable and he does not believe it is acceptable to the Board. Attorney Doyle stated his concern was among the documents provided by the Chief in preparation of his appearance was his letter dated February 11, 2013, to the Mayor and Township Committee. He advised there was another letter that the Chief sent to County Executive Levinson both letters dealing with the same thought to have a water line under the bridge from Longport to Seaview Harbor.

Attorney Doyle stated the Chief understood that they could not tie into either water system to provide water but beyond the capacity that were had by the hydrants that were there, which was much

discussed, but clearly they had some ability to stall a major fire. He indicated a pipeline would be a great help.

Attorney Doyle further noted there would have been articles that he would have questioned Chief Danz from, appeared at the time, had the Mayors of both Communities (Mayor McCullough/Mayor Russo) advising it was a great idea. Attorney Doyle stated they were a letter that Chief Danz would have produced from County Executive Levinson. Attorney Doyle then proceeded to read this letter onto the record. Attorney Doyle stated he would also question Chief Danz from the minutes of two (2) Township Committee Meetings where he had brought it to the attention of the Township Committee to please put the pipeline in.

Attorney Doyle stated as he understands it the bridge was done and the pipeline was not put in. He advised this is a pipeline that had one service to serve, protect, and provide for the general welfare of the people of Seaview Harbor. Attorney Doyle stated he believes it is a fair question to ask, of whomever is best to ask, and right now it would have been Chief Danz, who killed the pipeline.

Attorney Doyle stated Chief Danz wanted it, the Mayor's wanted it, the County Executive said you're free to do it, evidently on Egg Harbor Township's dime. He indicated he does not know how much that dime would have cost but it did not happen. He indicated again, he would like the subpoena to be issued and if the Chief comes or not he would like to place into the record every document he provided, as well as, the minutes of the meeting where he requested the pipeline to be installed.

Board Member Aponte stated it is his understanding we could have two (2) fire official's that should be given a chance to testify. He indicated if the questions are not answered to the Board's satisfaction, who is the fact finding body, than the Board may consider reserve power to subpoena him. Board Member Aponte continued stating that right now he is not of the opinion that the Board has to subpoena him. Attorney Doyle stated it was not these two (2) individuals who sent the letter to Township Committee or to County Executive Levinson and received a response. Board Member Aponte advised Attorney Doyle he did not say no. He has left the door open for reserve powers. He indicated he cannot nor anyone else presuppose what these individuals will or will not say.

Township Committeewoman Pfrommer stated she agrees with Board Member Aponte. She advised one of the two (2) professionals coming in is the Township Fire Chief, Rob Winkler. She advised we had a different Chief of Police present this evening. Township Committeewoman Pfrommer stated time changes things. She advised these individuals know the fundamental of everything that goes on in the Township.

Township Committeewoman Pfrommer stated Don Stauffer is the Township Fire Inspector and he has been a past Chief of Scullville. She advised we need to have our professionals come in. Township Committeewoman Pfrommer stated Chief Danz was a volunteer for over 35 years and stepped down from his position before this and he was doing this as a courtesy. She stated he decided not to do it and she firmly believes Chief Danz has volunteered enough for this town. She indicated 35 years with no pay and he has come out time and time again in support of Egg Harbor Township and she believes to subpoena a man who has done this is insulting.

Attorney Doyle stated he does not mean to insult his service. Township Committeewoman Pfrommer stated she believes he is doing so. She advised we have capable professionals who can step up to the plate and address these questions. Attorney Doyle stated we will better make that decision when we

see that they are capable of stepping up to the plate. Board Member Rosenberg asked if Special Board Solicitor Marcolongo's spoke with Chief Danz. Special Board Solicitor Marcolongo advised he has not spoken with Chief Danz. He indicated he has reached out to him a couple of times, but he did not respond back. Board Member Aponte stated as the fact finding body if the Board does not receive the correct answers they will deal with it at that time. Attorney Doyle stated if Chief Danz is not subpoena and the answers are not sufficiently factual and complete that the Board will see to it as to why the pipeline was not constructed.

Special Board Solicitor Marcolongo stated the Board is the fact finding body and they have the right to ask certain individuals to come in. He stated it is within the Board's discretion. He advised after the Board hears from Chief Winkler or Fire Official Stauffer the Boards opinion may change. He advised he will bring in Mr. Stauffer and Mr. Winkler on August 25, 2015.

MEMORIZLIATION OF RESOLUTON(S):

- | | |
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| 1. <u>SPPF 04-15</u>
 Vizaoli Enterprises, LLC | Preliminary/Final Major Site Plan
2121/7
2907 Fire Road |
|--|--|

Motion Eykyn/Pfrommer memorialize resolution granting requested variance relief and conditional preliminary/final major site plan approval. Vote 5 Yes: Aponte, Eykyn, Kearns, Pfrommer, Rosenberg.
1 Abstention: Carman

SUMMARY MATTER(S):

SECTION I: Discussions of matters pertaining to the Board:

- A: General public discussion: Motion Carman/Kearns to open public portion**
- May the record reflect no one came forward**
- Motion Pfrommer/Eykyn to close public portion**

Motion Pfrommer/Aponte to adjourn at 9:00 P.M. VOTE 6 Yes: Aponte, Carman, Eykyn, Kearns, Pfrommer, Rosenberg.

Respectfully submitted by,

Theresa Wilbert, Secretary