

**Egg Harbor Township Committee Meeting
Municipal Building, Bargaintown Road
Egg Harbor Township NJ 08234
Wednesday, February 22, 2012 – 5:00 p.m.
Minutes**

Deputy Mayor Hodson called the meeting to Order.

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

Roll Call:

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

Deputy Mayor Hodson advises Mayor McCullough will not be in attendance as he is out of State. Also in attendance were Township Administrator Miller, Township Solicitor Friedman, Township Engineer Mott and Township Clerk Tedesco.

Meeting with Township Engineer Mott

Following Deputy Mayor Hodson's inquiry, Township Engineer Mott confirmed Lincoln and West Jersey Avenues will be paved once asphalt is available.

Old Business

Affordable Housing Lot Purchases

Administrator Miller explained the purpose of Ordinances 4, 5 and 6 listed for introduction is to acquire additional parcels in the area of Cottonwood and Reega Avenues where the Township owns numerous lots. Mr. Miller further explained these lots would be purchased with funds from the Housing Trust Fund and that any unexpended funds would go back to the State as of June 30, 2012. Committeeman Carman stated that he would generally be against this type of acquisition, however he will support these ordinances because of the number of township owned lots in this area.

New Business

Taxicab Regulations

Committeeman Cafero advised the sub-committee is in the process of developing recommendations regarding taxicabs and limousines and anticipates presenting their suggestions to Township Committee within the next few weeks.

Capital Budget Transfers

Administrator Miller advised Resolution 106 and 107 are both budget related resolutions listed on the

consent calendar. Resolution 107 will re-appropriate funds some of which will be applied to the Road Improvement Program and used for improvement of the Delilah Oaks pump station project.

Dog Park

Administrator Miller reported the Recreation Commission recently considered the proposal to designate a portion of The Shires recreation park as a dog park. The Recreation Commission supported the concept, but not this location.

Pinelands – Forestry Management

Administrator Miller explained that a few years ago the Township offered an eighty-acre parcel in response to the wetlands management and forestry amendments to The Pinelands Comprehensive Management Plan. The Pinelands Commission insisted the parcel needed to be a minimum of one hundred acres and then subsequently granted a universal extension of time to all affected municipalities until March 1, 2011. Administrator Miller advised he will list a corresponding ordinance for introduction at the March 14, 2012 Township Committee meeting in conjunction with these amendments and will be request an additional extension from The Pinelands.

Other Business (not listed on the Agenda)

Administrator Miller advised he attended the Pinelands Commission’s public hearing for our Ordinance 37 of 2011 today. He noted the record for this matter closes February 29, 2012 and The Builders League of South Jersey was also in attendance. They commented that they would appeal if a favorable decision were rendered in this matter.

Administrator Miller advised Resolution 111 has been revised to include three additional vendors: Guenther’s Napa Auto Care Center, AC Sports, Inc. and TriState Towing & Transport Services, Inc. Also, there is one additional resolution authorizing the purchase of life insurance from Standard Life Insurance for the volunteer firemen. Township Committee had no objections and will act upon these resolutions later in the evening.

Closed Session

Number	Title
104	Authorizing the Township Committee to convene into a Closed Executive Session to discuss matters involving litigation; English Creek Manor Litigation, SJTA and Jitney Association and Personnel; S. Riley-FMLA, M. Costigan and CWA Contract Negotiations
Motion	Motion Cafero, second Carman To approve Resolution 104
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent

Deputy Mayor Hodson reconvened the meeting at 6:03 p.m.

Township Clerk Tedesco read the Video Broadcast/Television Statement

Deputy Mayor Hodson lead the Pledge of Allegiance

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

Presentations/Proclamations

Committeewoman Pfrommer presented a proclamation declaring March 2, 2012 as “Read Across America Day” in Egg Harbor Township to the Egg Harbor Township Board of Education.

Nick Fasola, resident of Egg Harbor Township demonstrated his invention known as the Gate Tube Toilet Water Saver. He stated the device once installed into a residential toilet saves a half to one gallon of water per flush depending upon the type of toilet. Mr. Fasola said the device is manufactured and assembled in New Jersey and can be purchased on-line through www.gttws.com.

Ordinances – Introduction

Number	Title
<p>4</p> <p>Purpose</p> <p>Motion</p> <p>Comments</p> <p>Roll Call Vote</p>	<p>An ordinance authorizing the acquisition of property known as Block 1923, Lot 1, Jefferson Avenue, as set forth on the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey</p> <p>The purpose of this ordinance is to acquire property for the purpose of affordable housing.</p> <p><i>Ordinance 4-2012 to be published in <u>The Mainland Journal</u> on February 29, 2012, for further consideration at a Public Hearing to be held on March 28, 2012. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk’s Office during regular business hours until the date of the public hearing.</i></p> <p>Motion Cafero, second Pfrommer to introduce Ordinance 4</p> <p>Committeeman Carman commented that he will support this ordinance as well as, Ordinances 5 and 6 as they pertain to acquisition of land in an area where the Township owns numerous lots. However, he generally opposes acquisition of land for affordable housing.</p> <p>Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent</p>
<p>5</p>	<p>An ordinance authorizing the acquisition of property known as Block 1932,</p>

<p>Purpose</p> <p>Motion</p> <p>Roll Call Vote</p>	<p>Lots 4 and 5, Rutter Avenue, as set forth on the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey</p> <p>The purpose of this ordinance is to acquire property for the purpose of affordable housing.</p> <p><i>Ordinance 5-2012 to be published in <u>The Mainland Journal</u> on February 29, 2012, for further consideration at a Public Hearing to be held on March 28, 2012. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i></p> <p>Motion Carman, second Pfrommer to introduce Ordinance 5</p> <p>Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent</p>
<p>6</p> <p>Purpose</p> <p>Motion</p> <p>Roll Call Vote</p>	<p>An ordinance authorizing the acquisition of property known as Block 1932, Lot 7, Johnson Avenue, as set forth on the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey</p> <p>The purpose of this ordinance is to acquire property for the purpose of preserving open space.</p> <p><i>Ordinance 6-2012 to be published in <u>The Mainland Journal</u> on February 29, 2012, for further consideration at a Public Hearing to be held on March 28, 2012. Copies of this Ordinance are available without cost to any member of the general public from the Township Clerk's Office during regular business hours until the date of the public hearing.</i></p> <p>Motion Cafero, second Pfrommer to introduce Ordinance 6</p> <p>Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent</p>

General Public Discussion

Donna Burns, 102 Woodbury Drive referred to a petition she circulated among residents of The Shires development in support of a dog park in that sub-division. Ms. Burns questioned the instructions to the Recreation Commission in this regard. Administrator Miller said he advised the Recreation Commission to determine if this location was suitable for a dog park. They discussed this matter and determined it would not be an appropriate use at this location, but supported the concept of a dog park. Ms. Burns asked for direction and Deputy Mayor Hodson said she should attend a future Recreation Commission Meeting. Administrator Miller said he would advise the Recreation Commission to re-list the matter for consideration and invite Ms. Burns to attend that meeting.

Engineer Mott left the meeting at 6:26 p.m.

Howard Levine, Diamond Drive asked when Township Committee will discuss jitneys at the Atlantic City International Airport. Mr. Levine stated he is a taxi driver at the airport and his position is that Egg Harbor Township controls fares through their code. Mr. Levine felt jitney service needs to be competitive with taxi service.

John Franchi, Vice-President, Atlantic City Jitney Association (ACJA) stated jitneys are transporting 5.4 people per day at a rate of ten dollars per person. Tropiano Transportation before them charged

thirteen dollars per passenger. Deputy Mayor Hodson advised rates are not the only issue. The Township's main concern is licensing and currently our code does not provide for licensing of jitneys. Committeeman Carman further advised the jitneys could apply to be licensed as a limousine if they can meet that criteria. Deputy Mayor Hodson commented the Township Committee is currently reviewing the regulations for taxicabs and limousines including jitneys.

Administrator Miller explained the ACIA can choose to comply with the existing limousine regulations or if they cannot comply, propose Egg Harbor Township consider a different type of carrier to provide services at the airport. South Jersey Transportation Authority (SJTA) specifications for passenger service recognize local licensing requirements. Mr. Miller stated he has spoken with ACJA President Tom Woodruff and advised him the Egg Harbor Township Police Department will cite any jitneys servicing the airport without a license.

A general discussion ensued and Administrator Miller advised his attempts to contact the SJTA have gone unanswered. Mr. Miller said our code is clear in that it only provides for licensing of taxicabs and limousines. The SJTA has never approached the township to include licensing of jitneys.

Tom Woodruff, President, ACIA requested a meeting with Mr. Miller to discuss a solution. Mr. Miller requested Mr. Woodruff to first submit a proposal and reminded him that the ACJA must cease service at the Atlantic City International Airport or be subject to summons.

Howard Levine, Diamond Drive stated he attended a meeting at the South Jersey Transportation Authority yesterday and his concern is with fares.

Paul Rosenberg, Yellow Cab of Atlantic City and resident explained jitneys operate under omnibus tags and the ACJA charter limits their routes to Pacific Avenue, Atlantic City. He said insurance requirements for a jitney differ from limousines. Mr. Rosenberg said he resents the idea of changing the law to satisfy a single group. Mr. Rosenberg applauded the ACJA for intervening when the SJTA had a transportation emergency. However, he said that period has passed and he is afraid jitney service at the airport will become permanent in light of no licensing provisions.

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

Resolutions (Consent Calendar)

Number	Title
105	Resolution transferring monies from one appropriation to another
106	Resolution canceling unexpended capital improvement fund balances
107	Resolution re-appropriating funds from one category to another within the same ordinance
108	Resolution awarding professional service contract to Dr. Mark Newkirk for

	veterinary services
109	Resolution awarding contract for 2012 storm water improvement program to Ocean Construction LLC
110	Resolution awarding contract for lawn and maintenance materials (John Deere Landscapes, Inc.)
111	Resolution approving rotary towing application from Point Towing & Recovery (Point Auto Repairs, Inc.), Guenther's Napa Auto Care Center (Guenther's Mobil Service, Inc., AC Sports, Inc. (Denny's Auto Repair) and TriState Towing & Transport Services, Inc. (TriState Towing & Transport Services)
112	Resolution authorizing the execution of 2012 Municipal Aerial Mosquito Control Agreement
113	Resolution authorizing execution of support and maintenance contract with Edmunds & Associates Inc for tax collection software and hardware
114	Resolution authorizing execution of one-year maintenance agreement for Konica Minolta Copier (Konica Minolta Business Solutions)
115	Resolution authorizing execution of maintenance agreement with Radio IP
116	Resolution authorizing release of maintenance bonds for Cedar Crest Subdivision
117	Resolution amending Resolution No. 449 of 2011 entitled "Resolution accepting improvements associated with Homestead Estates aka Harbor Oaks"
118	Resolution authorizing acceptance of improvements for Ridgeview Estates
119	Resolution authorizing refund of Curb and Sidewalk Permit 91-2011 (Doebly & Dad LLC)
120	Resolution authorizing refund of Curb and Sidewalk Permit 7-2011 (Doebly & Dad)
121	Resolution authorizing refunds from developers escrow accounts (various)
122	Resolution authorizing refund of overpaid taxes
123	Resolution approving salary increase for Paul Suhr
Motion	Motion to approve Consent Calendar Resolutions 105 through 123
Comments	Administrator Miller noted Resolution 111 has been revised to add 3 additional vendors, Guenther's Napa Auto Care Center, AC Sports, Inc. and TriState Towing & Transport Services, Inc. Motion Cafero, second Pfrommer to approve Consent Calendar Resolutions 105 through 123 as noted
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent

Resolution (Bill List)

Number	Title
124	Authorizing payment of all bills pursuant to Exhibit A
Motion	Motion Carman, second Pfrommer to adopt Resolution 124

Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent
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Reports

Township Committee:

Committeeman Cafero said the Army Corps of Engineers issued a report praising Egg Harbor Township for the Flood Mitigation work in West Atlantic City.

Deputy Mayor Hodson agreed the system has turned out well and will provide relief to the area residents.

Committeewoman Pfrommer reported Spring Sports sign-ups are next week and information is available on our website.

Deputy Mayor Hodson said he attended a League of Municipalities function recently where Dr. Markus spoke about poison abuse from both illegal and prescribed drugs. Mr. Hodson noted Dr. Markus strongly urged the use of locked system for home medications.

Administrator:

Administrator Miller announced Municipal Utilities Authority Bills are due March 1st and the annual free Rabies Clinic will be held Saturday, March 10th at the Public Works garage from 9:00 a.m. until 12 noon.

Approvals

Motion	Motion Pfrommer, second Carman to approve the Minutes of the Egg Harbor Township Committee Meeting of January 25, 2012
Vote	All present voted, yes
Motion	Motion Cafero, second Carman to approve the Minutes of the Egg Harbor Township Committee Closed Executive Session of January 25, 2012, pursuant to Resolution 73
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent
Motion	Motion to approve the Minutes of the Egg Harbor Township Committee Meeting of February 8, 2012
Vote	All present voted, yes except, Hodson-abstain
Motion	Motion Cafero, second Pfrommer to approve the Minutes of the Egg Harbor Township Committee Closed Executive Session of February 8, 2012, pursuant to Resolution 85
Roll Call Vote	Cafero-yes Carman-yes Hodson-abstain Pfrommer-yes McCullough-absent

Resolution (Release of Executive Session Minutes)

Number	Title
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125	Resolution authorizing the release of executive session minutes
Motion	Motion Cafero, second Carman to adopt Resolution 125
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent

Resolution

Number	Title
126	Resolution authorizing the purchase of life insurance for volunteer firefighters (Standard Insurance Company)
Motion	Motion Carman, second Pfrommer to adopt Resolution 124
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-absent

Adjournment

Motion Cafero, second Pfrommer to adjourn the meeting at 7:08 p.m.

Vote All present voted, yes

JAMES J. MCCULLOUGH, MAYOR

EILEEN M. TEDESCO, RMC, TOWNSHIP CLERK

Minutes approved at the March 14, 2012 Township Committee Meeting