

Egg Harbor Township Committee Meeting  
Wednesday, February 14, 2007  
5:30 p.m.  
Municipal Building, Bargaintown Road  
Egg Harbor Township NJ 08234

MINUTES

Mayor McCullough called the meeting to order 5:35 p.m.

Township Clerk Tedesco read the opening statement pursuant to the Open Public Meetings Act.

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

Old Business

▶            Seaview Harbor Water Company

Administrator Miller reported that in 1957 a Franchise Agreement was granted to the Seaview Water Company. In order the water company to be sold, Township Committee would need to act upon an ordinance to consent to a transfer. Administrator Miller advised he would circulate a draft ordinance for Township Committee's review and noted they have the option to set conditions. However, Township Committee would have no control over rates and the ordinance will also need to be approved by the Board of Public Utilities. Ordinance introduction is anticipated for February 28, 2007.

▶            2007 Municipal Budget

Administrator Miller stated Expenditures and CAP portions of the budget have been computed, but not Revenue as State Budget information is not yet available. Mr. Miller expects that information to become available within the next two weeks. The State requires introduction by March 14, 2007, but that will depend on whether they get information out to municipalities in a timely fashion. There will not be a need to do a referendum to exceed CAP. Administrator Miler anticipates that next years budget will be worse than recent years.

## New Business

### ▶ School Funding Formula Petition

Administrator Miller referred to a petition from the legislators of the 30<sup>th</sup> District aimed at bringing a voice to New Jersey taxpayers on this issue of school funding. The petition is requesting Governor Corzine to revise the current school funding formula. Township Committee agreed to support this petition and will display the petition in our municipal buildings.

### ▶ Bingo and Raffle Municipal Fees

Following a brief discussion, Township Committee agreed to establish a municipal fee for bingo and raffle applications not to exceed \$500 and to also authorize the municipal clerk to act as the municipal approving authority on bingo and raffle applications. An ordinance will be introduced at the February 28, 2007 Township Committee meeting.

### ▶ Affordable Housing Development Fees

Administrator Miller prepared a draft ordinance following Jeff Sirenian instructions which will authorize an amendment to the zoning ordinance to provide for the collection of developmental fees for all residential and non-residential development areas in the Township. Mr. Miller will request Mr. Sirenian to attend a meeting in March to further explain this matter to the public.

## Other Business (not listed on agenda)

### ▶ Add-on Resolutions and Ordinances

Administrator Miller reviewed, by title only, add-on resolutions and ordinances. One bill list add-on for Best Uniforms in the amount of \$2,299.30.

### ▶ Community Development Block Grant

Administrator Miller advised there is resolution on tonight's agenda for application of \$145,000 grant funds to be used towards the construction of lunchroom in new community center.

### ▶ Salaries of Part-time Recreation Employees

Administrator Miller referred to his memo regarding part-time recreation employees/ instructors and asked Township Committee if they are in agreement with the salaries as outlined. Mr. Miller advised these salaries are covered by registration fees. Township Committee will act upon a resolution later tonight.

## Closed Session

Motion Hodson second Carman that Resolution 79B-2007, authorizing the Township Committee to convene into a Closed Executive Session to discuss matters which may involve litigation; EHT v. Nitya, EHT v. Mount Construction and personnel: CWA Negotiations, PW Clerk II, PW Mechanic, PW Laborer, Communications Officer Lockerbie, PBA Contract Language, Captains Agreements, J. Woods K-9 Officer, Additional Patrol Sgt, be adopted.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

#### Video Broadcast/Television Statement

Township Clerk Tedesco read the Video Broadcast/Television Statement and reconfirmed the Roll Call, all Committee Members, present.

Pledge of Allegiance - Color Guard - Law Enforcement Explorer Post 94

Colors presented by the Law Enforcement Explorer Post 94.

- ▶ Proclaiming February 4 through February 10 as Scouting Anniversary Week.  
Mayor McCullough then read a proclamation proclaiming February 4 thru February 10 as Scouting Anniversary Week. Presented to Peter Houserman.

Presentations (7:00 p.m.)

- ▶ 2006 Employee of the Year Finalist

Mayor McCullough called upon Paul Suhr, Department of Public Works as a finalist and also being promoted to Division Manager later this evening. The Mayor also called upon Ray Davis, Police Department as an employee of the year finalist. Both will receive a day off from work.

- ▶ 2006 Employee of the Year

Mayor McCullough called upon Dawn Simpson, Municipal Court as the Employee of the Year. Dawn will receive \$500.00, a designated parking spot and a plaque.

Ordinance Public Hearing

Ordinance 1-2007 An Ordinance to exceed the Municipal Budget appropriation limits and to establish CAP bank (N.J.S.A. 40A:4-45.14).

Purpose: Authorizing the 2007 Budget to be increased by an additional 1 % (\$226,305.00) over 2006 final appropriations.

Public: No one came forward

Motion Hodson second Glassey to close the Public Hearing.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Motion Hodson second Carman to adopt Ordinance 1-2007

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Ordinance 2-2007 An Ordinance authorizing an Agreement for Tax Abatement with 3031 Ocean Heights, LLC, located at 3031 Ocean Heights Avenue.

Purpose: Tax abatement for 6300 square foot office building located on Ocean Heights Avenue east of Zion Road.

Public: No one came forward.

Motion Carman second Hodson to close the Public Hearing.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Motion Glassey second Hodson to adopt Ordinance 2-2007

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Ordinance 3-2007 An Ordinance providing for the acceptance of deeds conveying real property, basin lot, Lowenbraun Subdivision, Lot 8.01 in Block 6302 and basin lot, Hideaway Subdivision, Lot 5.03 in Block 6302, of the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey

Purpose: Accepting drainage basin at the Lowenbraun Subdivision (Steelmanville Road) and the Hideaway Subdivision (Silver and Poplar Drive).

Public: No one came forward.

Motion Glassey second Hodson to close the Public Hearing.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Motion Glassey second Carman to adopt Ordinance 3-2007

Roll call vote: Carman Glassey Hodson Risley McCullough

Ordinance 4-2007 An Ordinance providing for the acceptance of a deed conveying real property, drainage basin at Winterberry's Walk a.k.a Winterberry Run, Phases I-IV, being Lot 60.17 in Block 3901 and Lot 60.58 in Block 3901, of the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey

Purpose: Accepting drainage basin at Winterberry's Walk a.k.a Winterberry Run, Phases 1-IV, located off of Mill Road.

Public: No one came forward.

Motion Hodson second Glassey to close the Public Hearing.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Motion Carman second Glassey to adopt Ordinance 4-2007

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Ordinance 5-2007 An Ordinance providing for the acceptance of deeds conveying real property, Lot 18.10 in Block 2502 and Lot 18.21 in Block 2502, of the Official Tax Map in the Township of Egg Harbor, County of Atlantic and State of New Jersey.

Purpose: Accepting stormwater management system at Fernwood Hills located on Imperial Drive.

Public: No one came forward.

Motion Glassey second Hodson to close the Public Hearing.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Motion Glassey second Risley to adopt Ordinance 5-2007

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

## Ordinance Introductions

Motion Risley second Glassey to introduce Ordinance 10-2007, an ordinance authorizing an agreement for tax abatement with JSRX Holdings, LLC, located at 3007 Ocean Heights Avenue (8,432 square foot retail strip shopping center).

Ordinance 10-2007 to be published in the Mainland Journal on February 21, 2007 for further consideration at a Public Hearing to be held on March 14, 2007.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Purpose: Authorizing tax abatement for 8,432 square foot retail strip shopping center located at 3007 Ocean Heights Avenue, east of Zion Road.

Motion Hodson second Glassey to introduce Ordinance 11-2007, an ordinance to amend the Code of the Township of Egg Harbor, Chapter 225, thereof entitled "Zoning" to add a new section providing for the collection of developmental fees in connection with residential and nonresidential development the Township of Egg Harbor.

Ordinance 11-2007 to be published in the Mainland Journal on February 21, 2007 for further consideration at a Public Hearing to be held on March 14, 2007.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Purpose: Authorizing an amendment to the Code, Chapter 225, thereof entitled "Zoning" to provide for the collection of developmental fees in residential and no-residential development in the Township of Egg Harbor.

## General Public Discussion

Tim Rooney, 24 Empire Drive, Egg Harbor Township, NJ 0823 representing Bay Club, WAC spoke in regard to the stormwater improvements in West Atlantic City. Mr. Rooney asked whether a new pipe will be installed on Granda Avenue. Engineer Mott said he will contact Mr. Rooney directly tomorrow. He also asked if there will be bulkheading and dunes associated with these improvements. Engineer Mott said the bulkhead was removed from project, but there will be new dunes (elevation 9) constructed similar to those on the barrier islands with periodic openings for access to beaches.

Marc Ginsberg, 24 Alison Place, Egg Harbor Township, NJ 08234 commented very happy to see Explorers tonight. He said that in 2004 explorers conducted a dog canvass in his neighborhood and he would like to see them disseminate rabies information similarly when there has been a confirmed case of rabies in an area.

Lennard Dagit wished Mayor McCullough luck in next weeks special election for the senate seat and said he will serve the public well.

Motion Glassey second Carmen to close the Public Comments.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Riskey-yes McCullough-yes

#### Engineer's Report

Engineer Mott reported a pre-construction meeting was held last week and anticipates clearing to begin next week. He is optimistic this project will move along smoothly. Mr. Mott also advised the Bargaintown Park and West Atlantic City SW Improvement projects are both moving along well.

#### Resolutions (Consent Calendar)

Resolution 80-2007 Resolution awarding a contract to Professional Property Appraisers, Inc. for real estate assessment appraisal services.

Resolution 81-2007 Resolution commemorating the 20<sup>th</sup> anniversary of the Atlantic County Municipal Joint Insurance Fund.

Resolution 82-2007 Resolution endorsing Tonnage Grant Application and authorizing Lloyd A. Simerson to process and file Tonnage Grant Application.

Resolution 83-2007 Resolution authorizing execution of Drunk Driving Enforcement Fund Application.

Resolution 84-2007 Resolution authorizing change in custodian of petty cash fund (Eileen M. Tedesco).

Resolution 85-2007 Resolution granting approval to the Insulin Support Fund to have their telethon televised on Sunday March 4, 2007, on EHT TV Channel 2.

Resolution 86-2007 Resolution authorizing Indemnification and Save Harmless Agreement and Developer's Agreement for Holden Estates.

Resolution 87-2007 Resolution authorizing Indemnification and Save Harmless Agreement and Developer's Agreement for Oak Manor.

- Resolution 88-2007 Resolution transferring monies from one appropriation to another.
- Resolution 89-2007 Resolution authorizing cancellation of Letter of Credit and refund of cash surety for Miller Homes, LLC.
- Resolution 90-2007 Resolution awarding contract for 2007 Fire Department Pick Up Trucks (Day Chevrolet Joint Venture).
- Resolution 91-2007 Resolution appointing Paul Suhr as Division Manager, Solid Waste, Department of Public Works of the Township of Egg Harbor.
- Resolution 92-2007 Resolution appointing Kimberly Parker as a part-time seasonal volunteer to serve the Department of Parks and Recreation.
- Resolution 93-2007 Resolution appointing Karen Szeligowski to serve the Department of Administration & Finance, Office of Finance, as Clerk II.
- Resolution 94-2007 Resolution approving permanent employee status for Irene Garramone, Deputy Court Clerk, Municipal Court.
- Resolution 95-2007 Resolution approving permanent employee status for Scott Lacy, Information Technology Specialist, Department of Administration & Finance.
- Resolution 96-2007 Resolution appointing Sidney Crane as a part-time consultant to serve the Township of Egg Harbor as Clerk of the Works for the EHT Community Center.

Motion Risley second Glassey to adopt Consent Calendar Resolutions #80-2007 through and including Resolution #96-2007.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Resolution

Motion Carman second Glassey to adopt Resolution 97-2007, authorizing payment of all bills pursuant to Exhibit A. Discussion: Administrator Miller advised of an additional bill for Best Uniforms, \$2,299.30.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Resolutions (Supplemental Consent Calendar)

Resolution 98-2007 Resolution rejecting bids for HVAC systems Municipal Buildings Assessment, Calibration, Repair and Maintenance Two Year Proposals.

Resolution 99-2007 Resolution authorizing execution of one-year maintenance agreement/ or 120,000 copies for Konica Minolta Copier.

Resolution 100-2007 Resolution approving Township of Egg Harbor Fire Department Certified Lists of Eligible 2006 Participants for the Length of Service Awards Program.

Resolution 101-2007 Resolution authorizing execution of State of New Jersey Safe and Secure Communities Grant.

Resolution 102-2007 Resolution appointing Ambulance Service Members (Zuba and Gallagher).

Resolution 103-2007 Resolution authorizing refunds from developers escrow accounts (various).

Resolution 104-2007 Resolution authorizing change in custodian of petty cash funds (Catania).

Motion Risley second Glassey to adopt Consent Calendar Resolutions #98-2007 through and including Resolution #104-2007.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

Resolutions (Non Consent Calendar)

Resolution 105-2007 Resolution appointing Donna Burger to serve the Department of Public Works as Clerk II.

Resolution 106-2007 Resolution appointing Ernest T. Doernbach as a temporary Laborer in the Department of Public Works.

Resolution 107-2007 Resolution appointing Anthony Rebarido to the position of Mechanic in the Department of Public Works.

Resolution 108-2007 Resolution adjusting salary level of Communications Officer James Lockerbie.

Resolution 109-2007 Resolution approving hourly salary increases for Recreation hourly employees.

Motion Carman second Risley to adopt Non Consent Calendar Resolutions #105-2007 through and including Resolution #107-2007.

Roll call vote: Carman-yes Glassey-yes Hodson-yes Risley-yes McCullough-yes

## Reports

### Township Committee:

Committeeman Hodson commended the Police Department Dispatchers as well as, the Fire Department and Ambulance Squad in dealing with last nights weather conditions. They all did commendable job.

Mayor McCullough recognized Township Committee who interviewed 21 applicants for Police Department Police Officer positions last night. There were many qualified individuals from which to choose and six to ten positions will be filled later this year.

### Administrator:

Administrator Miller announced Township will be participating in Livable Community Visioning Committee meeting on March 1, 2007 at 7 p.m. Middle School. He encouraged public to attend.

## Approvals

Motion Glassey second Carman to approve the payroll for the month of January 2007 in the amount of \$1,147,167.22.

Vote: all present voted-yes

Motion Glassey second Carman to approve and file the monthly Departmental Reports.

Vote: all present voted-yes

Motion Glassey second Hodson to approve Calendar Raffle for Church of St. Katharine Drexel.

Vote: all present voted-yes

Motion Glassey second Hodson to approve the January 10, 2007, Township Committee Minutes.

Roll call vote: all present voted-yes

Motion Hodson second Glassey to approve the January 10, 2007, Closed Session Minutes, Resolution 29A-2007.

Roll call vote: all present voted-yes

Motion Glassey second Carman to approve the January 24, 2007, Township Committee Minutes.  
Roll call vote: all present voted-yes

Motion Glassey second Hodson to approve the January 24, 2007, Closed Session Minutes, Resolution 54A-2007.

Roll call vote: all present voted-yes

Mayor McCullough recognized School Board Member Jack Haines.

Mayor McCullough advised Mr. Haines that the Township has been asked to make a petition available to the public requesting the Governor to fund schools in a more equitable manner and reduce the burden on taxpayers. The Township Committee asked Mr. Haines to ask the Board of Education to also consider making this petition available to the public through the school system.

Adjournment

Motion Hodson second Glassey to adjourn at 7:39 p.m. **Vote: All voted, yes.**

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JAMES J. MC CULLOUGH, MAYOR

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EILEEN M. TEDESCO, RMC  
TOWNSHIP CLERK

FOR OFFICE USE ONLY

Minute Approval

Meeting of (1) 03/14/07