

**MINUTES OF THE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
UPPER DEERFIELD, IN THE COUNTY OF CUMBERLAND, HELD ON THURSDAY,
DECEMBER 15, 2011, AT 7:00 P.M. IN THE MUNICIPAL BUILDING, HIGHWAY 77,
SEABROOK, NEW JERSEY, PURSUANT TO NOTICE**

Present were: James Crilley, Bruce Peterson, John Daddario, John T. O'Neill, Sr. and Scott Smith all being members of the Township Committee. Also present were: Theodore Baker, Solicitor; Roy Spoltore, Township Administrator/Clerk; Brian Murphy, Township Engineer, Chad Ott, Chief of EMS and Teresa Warburton, Recording Secretary.

The meeting was called to order by Chairman James Crilley and he read the following public meeting announcement.

“This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of December 15, 2011 was included in a list of meetings notice sent to The News of Cumberland County, on January 11, 2011 and the Press, Cumberland County Edition on January 12, 2011 and advertised in said newspapers on January 13, and January 15, 2011, posted on the bulletin board in the Municipal Building on January 7, 2011 and has remained continuously posted as required notices under the Statue. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Jim Crilley gave invocation followed by the flag salute led by Bruce Peterson.

At this time James Crilley, Chairman opened the meeting for public comment.

Zach Manupello of Thoroughbred Court reported that the horse farm neighbor to the north is pumping water from his property onto Manupello's property and then into the developments drainage basin. Mr. Manupello contacted the State Police and they have told the neighbor to stop pumping the water who claims they are allowed to pump due to the right to farm laws. Mr. Baker suggested he contact the Soil Conversation Office, because the right to farm laws do not allow a neighbor to discharge water onto a neighbor's property. Bob Nocentino, the developer of Thoroughbred Estates, has been in contract with Michele Andricola in regards to pumping water into the developments basin. Ms. Andricola requested the name of Mr. Nocentino's contractor to establish drainage control with a sand trench on Andricola's property. The construction office will follow up with soil conservation on Monday. Mr. Nocentino asked if the Committee would allow the issuance of a permit to build one home. Mr. Murphy stated that the basins are working and Mr. Nocentino has been cleaning the development, and he added he did not have an issue allowing one additional building permit but recommended that the performance bond should not be reduced. The Township Committee agreed to allow Mr. Nocentino to continue with the house build out.

Nancy Ridgeway of Irving Avenue noted that the stream on her property was running like milk and she has contacted the DEP and received a case number. Ernest Dooley of Husted Station Road reported that the Wind Turbine bill passed the Senate.

There being no further public comments James Crilley, Chairman called for the approval of minutes for the Meeting of December 1, 2011. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr., to dispense with the reading of the minutes, unanimously carried. On motion of John T. O'Neill, Sr, seconded by Scott Smith, to accept the minutes as received, and unanimously approved 4-0 with James Crilley abstaining.

James Crilley, Chairman called for a public hearing on an ordinance entitled, Bond Ordinance providing for the Emergency Repair of Love Lane and other Drainage infrastructure damaged by storms in and by the Township of Upper Deerfield, in the County of Cumberland, New Jersey, appropriating \$500,000.00 therefore and authorizing the issuance of \$475,000 Bonds or Notes of the Township for financing the cost thereof. The Clerk read the proposed Ordinance by title. On motion of John T. O'Neill, Sr., seconded by Bruce Peterson, to open the meeting for a public hearing on the proposed ordinance and was unanimously carried. The Chairman instructed the Clerk to distribute copies to those present. Nancy Ridgeway asked if the township would qualify for any FEMA Funding. Mr. Spoltore stated that the Township qualifies for 75% reimbursement on FEMA approved projects. Ms. Ridgeway asked if there are any DOT funds or federal highway funding available. It was stated that no emergency highway funding is available. There being no further public comments, on motion of Bruce Peterson, seconded by John Daddario to close the public hearing, and unanimously carried. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr. to approve and adopt proposed ordinance, unanimously carried 5-0 on a roll call vote

INSERT ORDINANCE

James Crilley, Chairman called for a resolution entitled, Authorizing awarding contract for supplying stationary services to Jem Print in 2012. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by Scott Smith to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled, To Supplying and Delivering Office Supplies through a Cooperative Price Contract with the County of Cumberland. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by John Daddario, to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled, Charging 2011 Capital Budget Line Items and Turning them over to the General Capital Account. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr. to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled, A Resolution requesting permission for the dedication by rider for a small cities revolving loan trust account as required by 40A:4-39. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr. to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled, Appointing Emergency Medical Technician Joseph Zirkle. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by Scott Smith, to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled, Authorizing Awarding Contract for township physicals to RSP Medical, LLC. The Clerk read the resolution by title. On motion of John T. O'Neill, Sr., seconded by John Daddario, to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled Payment of Bills in the amount of \$191,946.62. On motion of Bruce Peterson, seconded by Scott Smith to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote.

INSERT RESOLUTION

COMMITTEE COMMENTS

John Daddario – No Report this evening.

Scott Smith – No Report this evening.

John T. O'Neill, Sr. stated he had a personnel issue for closed session regarding the hiring of court employees for the new regional municipal court. The regional court staff will be hired by Upper Deerfield Township and be employees of Upper Deerfield Township and each municipality will contribute to the operations of the court.

Bruce Peterson commended the Planning Board members for the difficult vote taken regarding Sunset Lake LLC and the members of the Committee for their leadership.

James Crilley noted that Bruce Peterson has one more Bostwick Lake Commission meeting and then it will be turned over to Hopewell Township for the next year 2012, he thanked Bruce for his leadership. Mr. Crilley added that the new Regional Court will consist of 7 municipalities in Cumberland County and 1 municipality in Salem County; it has been handled in a non-partisan way with all the municipalities involved.

ADMINISTRATOR'S REPORT

Roy Spoltore informed the committee that RJM Construction agreed to haul the compacted, bulky and recyclable waste for 2012-14; Earthtech chose not to do the brush hauling and the next lowest bidder, C & H Disposal has agreed to do the brush hauling for 2012-14. Mr. Spoltore added that the

demolition of the concrete campground building on the Upper Deerfield side of Bostwick Lake will be eligible to be demolished under the Cumberland County Improvement Authority derelict housing program. The Committee reviewed a written request from Beth Blandino to waive the interest amount for taxes due on three properties due to a problem with the online payment system in the amount of \$19.16. On motion of Bruce Peterson, seconded by John Daddario to approve and adopt said resolution, unanimously carried 5-0 on a roll call vote. Quotes were received for carpet installation in the Court offices from Highland Carpet – No Bid, Mainline Carpet - \$2,895.00, and Orr’s Flooring – \$2,018.22. On motion of John Daddario, seconded by Bruce Peterson unanimously carried 5-0 on a roll call vote to award the carpet installation to Orr’s Flooring.

Mr. O’Neill reported that Tony Stanzione, Christy DeLeonardo, Roy Spoltore and he met with Clement and Dimetri Pappas at their office in Carney’s Point and had a good meeting. Most of their concerns dealt with the State, specifically Workmens Compensation, Family Leave Abuse, and Energy Costs. Another concern was trying to change the attitude of the workforce. We are reaching out to State officials to make them aware of the concerns of Clement Pappas Company.

ENGINEERS REPORT

Brian Murphy reported that he has received a set of plans to repair Love Lane from Pennoni & Associates. Mr. Murphy anticipates that road work could begin in February. The dialing module should be installed at Seabrook Water Facility next week. The Committee reviewed a letter from Construction Code Official Jeryl Goff who recently inspected the old State Police Barracks with Mr. Murphy. Ms. Goff is contacting the owners, lien holder, and the mortgage company making them aware that repairs will need to be made to alleviate safety concerns. Mr. Murphy added that he met with County Health officials to inspect the Township’s generators which will require additional annual permits and fees

TREASURERS REPORT

The Treasurer’s report as of November 30, 2011 shows the balance of all Township accounts as \$7,296,704.00.

At this time James Crilley, Chairman opened the meeting for additional public comments. With no public comments, James Crilley wished everyone a safe and happy holiday.

The Chairman then called for a resolution Authorizing Closed Session for litigation pertaining to the Woodruff’s, the County and Sunset Lake LLC, the hiring of court personnel and personnel policy. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by John Daddario to approve and adopt resolution, unanimously carried 5-0.

INSERT RESOLUTION

Bruce Peterson made a motion, seconded by Scott Smith and unanimously approved 5-0 to reopen the Township Committee meeting to the public.

On a motion of John Daddario, seconded by John O'Neill, to hire Marion Higbee as a full time Deputy Court Administrator, effective January 5, 2012, with her salary to be established at the re-organization meeting on January 5th, unanimously carried 5-0. The Committee also reported that the following individuals will be hired by the Township in January 2012, based on the unanimous recommendation of the CS Regional Municipal Court Committee, to serve as administrative and professional staff for the CS Regional Municipal Court: Judge – A. Paul Kienzle, Prosecutor – Edward Duffy, Public Defender – Stephen Kernan, Court Administrator – Patricia Adams, Deputy Court Administrator – Marion Higbee, part time Clerical – Nicole Carozza and Deborah Miller.

The Committee established the starting hourly rate for EMT's of \$11.00 with an increase to \$12.00 after the 90 day probationary period in 2012.

There being no further business to come before the Committee, on motion of Bruce Peterson, seconded by John Daddario. to adjourn, unanimously carried.

Respectfully submitted,

Teresa L. Warburton
Recording Secretary

Roy J. Spoltore
Township Clerk