

**MINUTES OF THE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF  
UPPER DEERFIELD, IN THE COUNTY OF CUMBERLAND, HELD ON  
THURSDAY, MARCH 21, 2013, AT 7:00 P.M. IN THE MUNICIPAL BUILDING,  
HIGHWAY 77, SEABROOK, NEW JERSEY, PURSUANT TO NOTICE**

Present were: James Crilley, John T. O'Neill, Sr., John Daddario, Bruce Peterson and Scott Smith all being members of the Township Committee. Also present were: Rocco Tedesco, Solicitor; Roy Spoltore, Township Administrator/Clerk; Teresa Warburton, Recording Secretary, David J. Rogers, Streets and Recreation Supervisor, Chad Ott, Chief of EMS, and Amy Colaneri, Treasurer.

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 March 21, 2013 was included in a list of meetings notice sent to The South Jersey Times and the Press, Cumberland County Edition and advertised in said newspapers on January 15, 2013, posted on the bulletin board in the Municipal Building on January 4, 2013 and has remained continuously posted as the 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.

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

James Crilley presented a Resolution Honoring Judge A. Paul Kienzle for his service as Judge for Upper Deerfield Municipal Court since being appointed in 1976 and for serving as the first Judge of the Cumberland Salem Regional Municipal Court which was created in 2012. Each of the Committeemen thanked the judge for his many years of service to the Township. Judge Kienzle thanked the Committee for the presentation and noted he will miss serving as judge.

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

There being no public comments James Crilley, Chairman called for the approval of minutes for the meeting of March 7, 2013. On motion of Bruce Peterson, seconded by Scott Smith, to dispense with the reading of the minutes, unanimously carried. On motion of John T. O'Neill, Sr., seconded by Bruce Peterson, to accept the minutes as received and unanimously approved 5-0.

James Crilley, Chairman called for a discussion and introduction of an ordinance entitled, Calendar Year 2013 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14). The Clerk read the proposed Ordinance by title and gave an overview of the proposed ordinance. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr., to approve and adopt proposed ordinance on first reading and setting the date for public hearing on April 4, 2013 at 7:00 pm and was carried 5-0 on a roll call vote. The Chairman instructed the Clerk to advertise same in the South Jersey Times as required by law and copies to be made available upon request.

**INSERT ORDINANCE**

James Crilley, Chairman called for a discussion and introduction of an ordinance entitled, Ordinance Amending Chapter 328 of the Code of the Township Of Upper Deerfield with Respect to Sewer Use and Fees. The Clerk read the proposed Ordinance by title. Roy Spoltore explained that

the proposed ordinance will increase the capital connection fee for new sewer users and will cap the inspection fee for new tie-ins to the sewer system rather than creating an escrow fee. On motion of John T. O'Neill, Sr., seconded by Scott Smith to approve and adopt proposed ordinance on first reading and setting the date for public hearing on April 4, 2013 at 7:00 pm and was carried 5-0 on a roll call vote. The Chairman instructed the Clerk to advertise same in the South Jersey Times as required by law and copies to be made available upon request.

INSERT ORDINANCE

James Crilley, Chairman called for a discussion and introduction of an ordinance entitled, Ordinance Amending Chapter 396 of the Code of the Township Of Upper Deerfield with Respect to Water Use and Fees. The Clerk read the proposed Ordinance by title. Roy Spoltore explained that the proposed ordinance will increase the capital connection fee for new water users and will reduce the amount of monthly gallonage included on the water billing. On motion of Scott Smith, seconded by John T. O'Neill, Sr., to approve and adopt proposed ordinance on first reading and setting the date for public hearing on April 4, 2013 at 7:00 pm and was carried 5-0 on a roll call vote. The Chairman instructed the Clerk to advertise same in the South Jersey Times as required by law and copies to be made available upon request.

INSERT ORDINANCE

James Crilley, Chairman called for a resolution entitled Introduction of 2013 Municipal Budget and 2013 Utility Budget. The Clerk read the resolution by title. Roy Spoltore explained that the 2013 general budget decreased by \$150,000 and the utility budget decreased by \$307,000 from the previous year. He added that the Township is receiving \$460,000 less in state aid per year plus a loss of \$650,000 in tax abatement revenues, which necessitated cuts in the budget beginning in 2011 and the need for a small local purpose tax. Bruce Peterson added that with the loss of over \$1.1 million in revenue in a 5 million dollar budget, things had to change including the need for a small local purpose tax. James Crilley added that it is important for the Township to maintain a surplus due to the need to handle emergency expenditures if major storms continue to occur. On motion of John Daddario, 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 Amending Contract with T & W Construction Co., LLC for the East Loop Water Main Extension - #2. The Clerk read the resolution by title and explained the need for the change order. On motion of John Daddario, 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 the Sale of Public Property On-Line through a New Jersey State Contract Auction Service – Govdeals.com. 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 Authorizing the Disposal of Public Property for Salvage Value. 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 Opposing S2364/A3553. 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 Authorizing the Lease of Certain Land(s) Owned by the Township of Upper Deerfield. The Clerk read the resolution by title. On motion of Scott Smith, seconded by John T. O'Neill, Sr. to approve and adopt said resolution, unanimously carried 4-0 on a roll call vote with Bruce Peterson abstained.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled Payment of Bills in the amount of \$1,400,074.48. 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 reported that the Fire Companies now have five Level 1 instructors to do their own in house training.

Scott Smith reported that he, Roy Spoltore, John T. O'Neill, Sr. and Brian Murphy met with Mike Fernandez and the new director of the Cumberland County Utilities Authority on the Utilities Authority new billing system they have in place beginning in 2013.

Bruce Peterson reported that he, John Karkocha, Brian Murphy, Roy Spoltore met to discuss the Convenience Center upgrades and are looking into an exit road that will loop around the steel building and either re-skinning or replacing the steel building. The fluorescent tubes also need to be removed from the site.

John T. O'Neill, Sr. explained that with the new billing formula from the CCUA, the true up will be easier much easier with Pappas at the end of each year. The Upper Deerfield Township Environmental Commission hosted a workshop entitled "It's your Turf", the participants found that many people are fertilizing wrong, it was very informative. Mr. O'Neill, Sr. also thanked Lynn Maun and Sandy Morrissey for their presentation to the Planning Board on Outdoor Wood Boilers.

Mayor Crilley reported that he and John T. O'Neill, Sr. attended a CDC meeting; discussions included a reduction in the State sales tax for the western side of the county, joint purchasing with the CCIA for the recycling containers and shared services. Also, he and John T. O'Neill, Sr. met with the Senior Center Advisory Committee last week and they asked about creating a club to take a couple of day trips, no Township personnel would be involved. Bruce Peterson stated that he felt day trips would be ok if the Township staff would not be involved and that there is a transparency for all involved regarding the handling of funds. John Daddario felt that there should be a limit as to the cost of the trips. The new club will create a spreadsheet on all trips and post their reports so that all revenues and expenses are shown. The committee did not object to a club being formed to organize day trips, as long as Township personnel were not involved and the Township was not a partner with the club in any of its activities. The Senior Center Advisory Committee meetings will meet quarterly basis.

#### ADMINISTRATOR'S REPORT

Roy Spoltore informed the Committee that the NJLM advisories are in packets for review, Community Day is set for Saturday, April 27, 2013 from 10-4. Also in the packets for review is an analysis of local water rates.

#### DEPARTMENTAL MONTHLY REPORTS: February 2013

Animal Control and Dog Registrar Monthly Report
Clerks Monthly Report
Construction Office Monthly Report
Housing and Zoning
Municipal Court Monthly Report
Tax Collectors Report
Treasurers Report
Vital Statistics
Fire Marshall

James Crilley, Chairman opened the meeting for public comments.

Eileen Clark of Old Deerfield Pike stated she was opposed to the County repairing the Seeley Pond dam and she felt no taxpayer money should be used. Chairman Crilley stated that he, John T. O'Neill and Roy Spoltore met with Don Olbrich regarding the situation at Seeley Pond. The Chairman added that the Township's position is they would like to see Seeley Pond filled but the Township will not participate with any financial contributions.

Nancy Ridgway of Irving Avenue asked why the property taxes were reduced for properties on Sunset Lake and Seeley Pond. She was informed that the land values were reduced in the recent reval because those property owners who were living on a lake no longer have a lake front property. If the lakes are re-filled, the land values will be increased. She added that when she came in and met with the reval company they told her that land values were created by the Township and not by the revaluation company. The administrator will review the statement with the Assessor.

With no other public comments, James Crilley, Chairman called for a resolution Authorizing Closed Session to update the Committee on ongoing litigation, attorney client privilege and personnel. The Clerk read the resolution by title. On motion of Bruce Peterson, seconded by Scott Smith, to approve and adopt resolution, unanimously carried 5-0.

#### INSERT RESOLUTION

The Committee reopened the public portion of the meeting on a motion of Bruce Peterson, seconded by John Daddario and unanimously carried.

The Committee reviewed the discussion regarding Seeley Pond and agreed to send a letter to the County stating that the Township would like to see Seeley Pond filled and supports the County's efforts to repair the dam, but the Township will not participate with any financial contributions.

The Committee reviewed the existing salary ordinance and noted an adjustment needed to be made in one title. James Crilley, Chairman called for a discussion and introduction of an ordinance entitled, Ordinance Amending Ordinance 685 Fixing Salaries of Certain Officials of the Township of Upper Deerfield in the County of Cumberland, Providing the Terms of Payment Thereof. The Clerk read the proposed Ordinance by title and gave an overview of the proposed ordinance. On motion of Bruce Peterson, seconded by Scott Smith to approve and adopt proposed ordinance on first reading and setting the date for public hearing on April 4, 2013 at 7:00 pm and was carried 5-0 on a roll call vote. The Chairman instructed the Clerk to advertise same in the South Jersey Times as required by law and copies to be made available upon request.

#### INSERT ORDINANCE

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,

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Teresa L. Warburton  
Recording Secretary

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Roy J. Spoltore  
Township Clerk.