

**MINUTES OF THE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
UPPER DEERFIELD, IN THE COUNTY OF CUMBERLAND, HELD ON
THURSDAY, APRIL 6, 2017, AT 7:00 P.M. IN THE MUNICIPAL BUILDING,
1325 HIGHWAY 77, SEABROOK, NEW JERSEY, PURSUANT TO NOTICE**

Present were: James Crilley, John Daddario, John T. O'Neill, Sr., 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, Brian Murphy, Township Engineer, Amy Colaneri, Treasurer and Chad Ott, Chief of EMS.

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

“This meeting is being held in accordance with the “Open Pubic Meetings Act”. Notice of meeting has been provided and published as required by law in the Daily Journal and the Press, Cumberland County Edition. Notice has also been posted in the Municipal Building. The Clerk shall enter this statement in the minutes of this meeting.” In compliance with State Fire Safety Statutes Mayor Crilley instructed those present how to exit the room in an emergency.

James Crilley gave an invocation followed by the flag salute led by John T. O'Neill, Sr.

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

Kelsey Casper spoke about a program that she is currently working on called “Project Code”. The program focuses on drug addiction to students in grades seven and higher. She wants to bring humanity back to the story as her brother was recently passed away from a heroin overdose. Andrea Bianco-Rieti – Director of Municipal Alliance for Substance Abuse prevention explained her program and offered to assist Kelsey in getting her message out into the area. The Committee congratulated both individuals on their commitment to bringing awareness to this problem and offered their assistance.

There being no further public comments, James Crilley, Chairman called for the approval of minutes for the Meeting of April 6, 2017. On motion of Bruce Peterson, seconded by John Daddario, to dispense with the reading of the minutes and accept the minutes as received, and unanimously approved 5-0.

James Crilley, Chairman called for a public hearing on an ordinance entitled, Amending Chapter 93, Article XII of the Code of the Township of Upper Deerfield With Respect to Mid-Block Crosswalks. The Clerk read the proposed Ordinance by title. On motion of John Daddario, seconded by Bruce Peterson to open the meeting for a public hearing on the proposed ordinance, and unanimously carried. The Chairman instructed the Clerk to distribute copies to those present. There being no public comments, on motion of John T. O'Neill, Sr., seconded by Bruce Peterson 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 public hearing on an ordinance entitled, 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. On motion of Scott Smith, seconded by Bruce Peterson to open

the meeting for a public hearing on the proposed ordinance, and unanimously carried. The Chairman instructed the Clerk to distribute copies to those present. Dean Hawk, Merritt Avenue asked how the sewer usage is metered. Bruce Peterson explained that commercial accounts are charged based on their water consumption. 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 John T. O'Neill, Sr., seconded by Scott Smith to approve and adopt proposed ordinance, unanimously carried 5-0 on a roll call vote.

INSERT ORDINANCE

James Crilley, Chairman called for a public hearing on an ordinance entitled, Amending Chapter 396 of the Code of the Upper Deerfield with Respect to Water Use and Fees. The Clerk read the proposed Ordinance by title. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr. to open the meeting for a public hearing on the proposed ordinance, and unanimously carried. The Chairman instructed the Clerk to distribute copies to those present. Dean Hawk, Merritt Avenue asked how his daughter who is billed if she has a well with sewer? John O'Neill explained that residents pay a flat fee each month for sewer. There being no further public comments, on motion of Bruce Peterson, seconded by John T. O'Neill, Sr. to close the public hearing and unanimously carried. On motion of John T. O'Neill, Sr., seconded by Scott Smith to approve and adopt proposed ordinance, unanimously carried 5-0 on a roll call vote.

INSERT ORDINANCE

Chairman James Crilley called for a discussion and introduction of an ordinance entitled, Amending Chapter 165 of the Code of the Township of Upper Deerfield Entitled "Construction Code Enforcement," Setting Fees for Construction Permits. The Clerk read the proposed Ordinance by title. 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 20, 2017 at 7:00 pm and was carried 5-0 on a roll call vote. The Chairman instructed the Clerk to advertise same in the Daily Journal as required by law and copies to be made available upon request.

INSERT ORDINANCE

Chairman James Crilley called for a discussion and introduction of an ordinance entitled, Amending Ordinance 749-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. 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 20, 2017 at 7:00 pm and was carried 5-0 on a roll call vote. The Chairman instructed the Clerk to advertise same in the Daily Journal as required by law and copies to be made available upon request.

INSERT ORDINANCE

James Crilley, Chairman called for a resolution entitled Amending the 2017 Temporary Budget of the Township of Upper Deerfield - 1. The Clerk read the resolution by title. On motion of Scott Smith, seconded by Bruce Peterson 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 the 2017 Temporary Utility Budget of the Township of Upper Deerfield -1. 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 Granting Final Approval of the Ackley (1) Application to Sell Development Easement. 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 Granting Final Approval of the Eachus Application to Sell Development Easement. The Clerk read the resolution by title. On motion of John T. O'Neill, Sr., seconded by Bruce Peterson 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 Tonnage Grant Application to the NJ Department of Environmental Protection. 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 Awarding Proposal for Home Rehabilitation - Raines. 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 Authorizing Coin Drop for Upper Deerfield Cumberland Midget Football League. 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 Amending Resolution 17-80, Awarding Contract for Supplying DGA Material to Various locations Within Upper Deerfield Township. 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 Execution of a Stipulation Agreement between the County of Cumberland and Verizon of New Jersey. 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 Payment of Bills in the amount of \$114,828.77. 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

COMMITTEE COMMENTS

John Daddario thanked the committee for listening to Kelsey Casper who has a very strong message that she is trying to bring back into the community. NCLL will have opening day on Saturday.

Scott Smith did not have a report this evening.

Bruce Peterson did not have a report this evening.

John T. O'Neill, Sr. reported that September 23, 2017 is the next proposed Township Cleanup day. The Environmental Commission will have a workshop on stray cats in May 2017.

Mayor Crilley stated that Township officials continue doing business visits. Recently, Garden State Bulb Company on Landis Avenue was visited and it is not what you imagined. Their business is growing water based "pond plants" in the glass greenhouses which are climate controlled with automated blinds that keep the plants in their environment that is needed each day. They also grow a species of peonies in the hoop houses. Johnson Farms was also visited.

ADMINISTRATOR'S REPORT

Roy Spoltore informed the Committee that the state financial disclosure form will be available to file on Monday; instructions will be sent out and must be filed by the end of the month. The shared service agreement with Hopewell and Greenwich for construction office services started April 3rd. Brian Rosenberger has received 43 tax appeals, with 19 appeals from one individual. Commercial gap analysis formation supplied by Upper Deerfield Plaza, NJLM Legislative Bulletin and Advisories and the Planner magazine were included in this evenings packet.

SOLICITOR'S REPORT

Rocco Tedesco, Solicitor explained the guidelines for conducting the sale of Township property, which includes right to reject bids, 10% down, quick claim deed, and as is where is no liability. James Crilley, Chairman called for a resolution entitled Authorizing the Sale of Township Property. 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

Mr. Tedesco informed the Committee that the Superior Court granted summary judgment for the Township in the Cymbalisy litigation. The Solicitor advised the Committee that the affordable housing litigation will probably be heard by Judge Johnson in Atlantic County and he is in contact with Phil Caton's office to provide specialized housing planning services.

ENGINEER'S REPORT

Brian Murphy reported that he, Roy Spoltore and Chad Ott had a conference call with Diego Garcia from EPA to discuss the sealing of wells at the old Landfill site. Mr. Murphy explained that the Township will be able to close 6 monitoring wells leaving around 12 wells for monitoring. Mr. Murphy is preparing a list of items that need to be completed at the 67 unit Seabrook East development as a potential developer may purchase the property from the current owners. Brian Murphy reached out to Fulton Bank who owns the Jack Crossings development about maintaining the drainage basin. While speaking with an official of the bank, they discussed Thoroughbred Estates. Mr. Tedesco added he spoke with an official at the bank and they appear to open to a three party agreement to get the road paved at Thoroughbred Court using the developer's performance bond. Mr. Murphy also spoke with MED Express engineers about the water and sewer tie in locations.

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

Nancy Ridgway of Irving Avenue asked if the land sales would recoup the back taxes? It was explained that there is no guarantee but they will get back on the tax books.

With no other public comments, James Crilley, Chairman called for a resolution Authorizing Closed Session to update the Committee on Litigation and other matters requiring attorney client privileged confidential communications. 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

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

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