

**MINUTES OF THE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
UPPER DEERFIELD, IN THE COUNTY OF CUMBERLAND, HELD ON
THURSDAY, SEPTEMBER 5, 2019, 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., Bruce Peterson, John Daddario and Scott Smith all being members of the Township Committee. Also present were: Rocco Tedesco, Solicitor; Roy Spoltore, Township Administrator/Clerk; Brian Murphy, Township Engineer, Amy Colaneri, CFO, Chad Ott, Chief of EMS, and Teresa Warburton, Recording Secretary

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

"This meeting is being held in accordance with the "Open Public Meetings Act." Notice of the 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 Statues the Chairman instructs those present how to exit the room in an emergency."

James Crilley gave an invocation followed by the flag salute led by Scott Smith.

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 the minutes for the meeting of August 15, 2019. On a motion of Bruce Peterson, seconded by John T. O'Neill, Sr., to dispense with the reading of the minutes and to accept the minutes as received, unanimously approved 3-0, with Bruce Peterson and Scott Smith abstaining.

James Crilley, Chairman called for a public hearing of an ordinance entitled, Amending Chapter 108, Entitled, "Affordable Housing Procedural and Eligibility Requirements", to add a Development Fee Section. 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 unanimously carried. Rocco Tedesco, Solicitor gave an overview of the ordinance and the Fair Share Housing 3rd round requirements. There are three ordinances pertaining to the Township's Fair Share Housing Plan on the agenda this evening which will fill in gaps of the Affordable Housing Law. The Solicitor strongly recommended that the Committee adopt all three ordinances. There being no public comments, on motion of John Daddario, seconded by Scott Smith 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 of an ordinance entitled, Modifying Chapter 405, Entitled, "Zoning and Development", to Add an R-3A Residential Inclusionary Zoning District in Furtherance of the Fair Housing Act of 1985. 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. There being no 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 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 of an ordinance entitled, modifying the Township of Upper Deerfield Redevelopment Plan (RT. 77), to add a Senior Residential Inclusionary Zoning District in Furtherance of the Fair Housing Act of 1985 and to eliminate the Entertainment Overlay District. The Clerk read the proposed Ordinance by title. On motion of Scott Smith, seconded by John Daddario to open the meeting for a public hearing on the proposed ordinance, and unanimously carried. There being no 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 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 discussion and introduction of an ordinance entitled, Amending Chapter 188-1 of the Code of the Township of Upper Deerfield. The Clerk read the proposed Ordinance by title. Roy Spoltore, Township Clerk gave an overview of the ordinance to modify the Ambulance Fees. Chad Ott, Chief of EMS commented that this puts the township in line with neighboring townships. 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 September 19, 2019 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 The Annual Report of Audit for the Year 2018. 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 Tax Payments to be refunded. 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 Tax Collector to Adjust Taxes for a Wartime Service-Connected 100% Disability - Pedrick. 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 Tax Collector to Adjust Taxes for a Wartime Service-Connected 100% Disability - Schmidt. 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 Professional Contract with Clarke Caton Hintz. The Clerk read the resolution by title. 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 Release of Site Safety & Stabilization Guarantee Bond to DRK & Associates. 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 Release of Maintenance Bond to Med Express. 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 Supporting Parade for Upper Deerfield Fire Company 3. The Clerk read the resolution by title. 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 Appointing Individual for Temporary Part Time Position for Public Works Employee – Aidan Hindermeyer. 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 with the condition that the personnel committee approve of the hire after interviewing.

INSERT RESOLUTION

James Crilley, Chairman called for a resolution entitled Payment of Bills, in the amount of \$141,910.24. 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 did not have a report this evening.

Scott Smith did not have a report this evening.

Bruce Peterson reported that there will be a meeting on September 16th to discuss the Township's TNVR program for feral cats in the Senior Center. Mr. Peterson also commented that the Township should look into solar panels for public buildings.

John T. O'Neill, Sr. stated that another round of Business visits is being planned and it is enjoyable going around and talking with the township business owners.

Mayor Crilley did not have a report this evening.

ADMINISTRATOR'S REPORT

Roy Spoltore, Administrator reported that a letter was received from Rabah Kaced requesting a second payment plan for back taxes owed due to Family issues preventing him from following the terms of the initial agreement. The Committee was concerned about the current condition of the owner's properties and asked to have the owner review the maintenance of his properties and the Committee would evaluate his request for a second payment plan at their October 3rd meeting. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr., unanimously carried, the committee tabled action until October 3rd. The Planning Board master plan committee was working on draft revisions to the sign ordinance. The Committee reviewed the proposal and recommended that it be simplified to be designated by zone and not by use and that façade signs be proportional to the frontage of the building. Mr. Spoltore spoke with the new director of the New Jersey USDA office and the Director stated that the program is still utilizing user costs as a means for approving or denying requests when reviewing eligibility applications. Mark Blauer suggested approving two additional resolutions the small cities grant to include ADA compliance for the recreation areas in Seabrook.

James Crilley, Chairman called for a resolution entitled Approving Public Facilities Grant Management Plan. 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 Small Cities Facilities Grant for ADA Compliance at the Seabrook Recreation Complex - Phase II Project. 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

SOLICITOR'S REPORT

Rocco Tedesco, Solicitor did not have a report this evening. .

ENGINEER'S REPORT

Brian Murphy, Engineer reported that Michael Fralinger, Engineer on Sunset Lake roads paving job is finishing up with the laying of the top coat. The state has authorized a pilot study of a biological system to remove the nitrates. Mr. Murphy has been working with WRT, who installed a system to remove the radionuclides at the plants, and AD Edge. The pilot program will be a small scale system to provide a study to submit to DEP for their review to determine if a full scale project can be built. WRT has proposed that they will absorb the costs of the pilot program. A pilot agreement will be necessary and the state DEP will need to review the proposal before moving forward. The WRT pilot program could begin as early as the end of September. Ad Edge has not submitted any pilot program information at this time. WRT will also be evaluating the radium numbers at Love Lane as they are starting to move upward to the point that the media needs to be changed, which is the responsibility of WRT under the new contract. NJEIT has requested a few more items for the Seabrook water tower replacement. Both of the water towers are due for internal and external inspections. The bank that owns the Signature Homes development has an interested party who wants to purchase and develop some of the lots. The committee wanted a cost analysis of

the ion system to the biological system and additional information on the backwash from the ion system

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

Nancy Ridgway of Irving Avenue thanked the committee for the dialogue of this meeting, it was very enlightened.

With no further public comments and no further business to come before the Committee Chairman James Crilley, called for a resolution Authorizing Closed Session to for a resolution Authorizing Closed Session to update the Committee on personnel, Potential 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 on a roll call vote.

INSERT RESOLUTION

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

With no further business to come before the Committee, on a motion of Bruce Peterson, seconded by Scott Smith to adjourn the meeting, and unanimously carried.

Respectfully submitted,

Teresa L. Warburton, Recording Secretary

Roy J. Spoltore, Township Clerk