

THE MAY 9, 2012 REGULAR TOWNSHIP COMMITTEE MEETING OF THE TOWNSHIP OF WATERFORD, CALLED TO ORDER AT 7:31 PM BY THE MAYOR, MARYANN MERLINO.

NOTICE OF TIME AND DATE FOR THIS MEETING APPEARED IN RESOLUTION #2012-7 DATED JANUARY 5, 2012. THIS NOTICE WAS SENT TO THE RECORD BREEZE AND COURIER-POST NEWSPAPERS AS A LEGAL NOTICE AND SUNSHINE NOTICE IN COMPLIANCE WITH THE "OPEN PUBLIC MEETINGS LAW". IT IS ALSO POSTED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING.

**SALUTE TO THE FLAG:**

**ROLL CALL:**

Committeeman Richardson - Present  
Committeeman Hurley - Present  
Committeeman Hamilton - Present  
Committeeman Critelli - Present  
Mayor Merlino - Present

**PROFESSIONALS:**

Virginia L. Chandler, Township Clerk - Present  
Lawrence C. Ruocco, Township Administrator - Present  
John P. Maroccia, Esquire, Township Solicitor - Present  
Debra L. Shaw-Blemings, Deputy Township Clerk - Present  
Douglas M. Rohmeyer, Township Engineer Firm, Consulting & Municipal Engineers - Present  
Michael E. Joyce, Esquire, Attorney for Conflict Matter - Present

**PRESENTATIONS:**

Proclamation for Emergency Medical Services Month May 2012.

**CLOSED SESSION: (AS NEEDED)**

**CLOSED SESSION: (7:37 PM)**

Resolution # 2012-129

RESOLUTION OF THE TOWNSHIP OF WATERFORD AUTHORIZING THE TOWNSHIP COMMITTEE TO GO INTO CLOSED SESSION. (PERSONNEL MATTER)

Moved by Richardson, 2nd by Hurley to adopt Resolution #2012-129.

Voice Vote:

Committeeman Richardson - Yes  
Committeeman Hurley - Yes  
Committeeman Hamilton - Yes  
Committeeman Critelli - Yes  
Mayor Merlino - Yes

MAYOR RECONVENE MEETING: (8:38 PM)

**ROLL CALL:**

Committeeman Richardson - Present  
Committeeman Hurley - Present  
Committeeman Hamilton - Present  
Committeeman Critelli - Present  
Mayor Merlino - Present

**RETURN FROM CLOSED SESSION STATEMENT: (NO ACTION TAKEN)**

Mayor Maryann Merlino stated she and Charles Hamilton recused themselves from Closed Session.

Virginia Chandler, Township Clerk stated Closed Session was attended by Michael Joyce, Esquire, Attorney for Conflict Matter, Committeemen William Richardson, William Hurley, Robert Critelli and herself. Mayor Maryann Merlino and Committeeman Hamilton recused themselves from Closed Session.

(John Maroccia, Esquire attended part of the Closed Session)

Committeeman William Richardson read Resolution #2012-136 by title as follows:

Resolution #2012-136

**RESOLUTION REQUESTING AN INVESTIGATION BY THE NEW JERSEY SUPREME COURT OFFICE OF ATTORNEY ETHICS.**

Moved by Richardson, 2<sup>nd</sup> by Critelli to adopt Resolution #2012-136.

Poll Vote:

Committeeman Richardson - Yes  
Committeeman Hurley - Yes  
Committeeman Critelli - Yes

(Mayor Merlino and Committeeman Hamilton recused from vote on Resolution #2012-136)

Committeeman William Richardson read Resolution #2012-137 by title as follows:

Resolution #2012-137

**RESOLUTION REQUESTING AN INVESTIGATION BY THE OFFICE OF THE ATTORNEY GENERAL STATE OF NEW JERSEY – COMMISSION OF INVESTIGATION.**

Moved by Richardson, 2<sup>nd</sup> by Hurley to adopt Resolution #2012-137.

Poll Vote:

Committeeman Richardson - Yes  
Committeeman Hurley - Yes  
Committeeman Critelli - Yes

(Mayor Merlino and Committeeman Hamilton recused from vote on Resolution #2012-137)

Susan Danson addressed the status of the Summer Theater Program noting the Committee has previously given approval to move forward and funds were appropriated in the budget. There are 93 children from the Township enrolled and she anticipates the program to generate approximately \$18,000.00 in revenue.

Susan Danson also spoke regarding part time summer hires stating the previous funding was acquired through the Clean Communities Program and explained the duties were assist with general clean up in the Township.

**EMERGENCY ITEMS TO BE ADDED TO THE AGENDA:** (None Submitted)

**ADOPTION OF ORDINANCES:** (SECOND/FINAL READING) (None Submitted)

**COMMITTEE REPORTS:**

**Douglas M. Rohmeyer**

Township Engineer  
Consulting and Municipal Engineers

**ROBERT J. CRITELLI, JR.**

Director of Finance  
Director of Public Works  
Director of Recreation (Co-Director)

**CHARLES HAMILTON:**

Deputy Mayor  
Director of Public Safety

**WILLIAM A. RICHARDSON**

Director of Environmental Affairs  
Director of Communications

**WILLIAM HURLEY**

Director of Buildings and Grounds

**MARYANN MERLINO:**

Mayor  
Library Chairman  
Director of Recreation (Co-Director)  
Director of Construction and Zoning & Code Enforcement  
Liaison to the School

Lawrence C. Ruocco, Township Administrator gave a synopsis of the Recreation Committee Meeting. He reported he is scheduling a meeting with the County for assistance with the CDBG Atco Avenue Curbing and Sidewalk Project. He also noted the County will be posting the 25 miles per hour "Yield to Horses Signs".

**PUBLIC COMMENT PORTION OF THE MEETING: (FOR AGENDA ITEMS ONLY)**

MAYOR OPENS THE MEETING TO THE PUBLIC FOR COMMENTS:

Ralph Condo, Condo Avenue noted that Owens Corning should pay a fee for the use of the Senior Citizens Hall for their Community Information Session. He inquired about Resolution #2012-136 and Resolution #2012-137.

**MAYOR CLOSSES THE MEETING TO THE PUBLIC FOR COMMENTS:**

Michael Joyce, Esquire Attorney for conflict matter left the meeting.

**APPLICATIONS:**

a. Bingo License Applications:

1. Knights of Columbus #7463 Shanes Castle Council

Moved by Hamilton, 2<sup>nd</sup> by Richardson to approve the above applications.

Voice Vote:

Committeeman Richardson - Yes

Committeeman Hurley - Yes

Committeeman Hamilton - Yes

Committeeman Critelli - Yes

Mayor Merlino - Yes

**COMMUNICATIONS:**

1. Request from Owens Corning for the use of the Waterford Senior Citizens Center on May 16, 2012 to hold a Community Information Session regarding the ongoing environmental investigations and remediation activities at the site of the former Owens Corning Facility located in Berlin Borough and to waive the Facility Use Fee for the event.

Moved by Critelli, 2<sup>nd</sup> by Hurley to approve the above request but not waive the fee. The required Insurance Certificate naming the Township as additional insured and the Facility Use Application has been submitted.

Voice Vote:

Committeeman Richardson - Yes

Committeeman Hurley - Yes

Committeeman Hamilton - Yes

Committeeman Critelli - Yes

Mayor Merlino - Yes

2. Confirmation of the receipt of the Insurance Certificate and Facility Use Agreement received from the Waterford Civic & Events Association for Waterford Township Day on Saturday, September 22, 2012 to be held at Rotary Park at the Waterford Township Municipal Building which was approved at the Township Committee Meeting held on April 25, 2012 subject to the receipt of the noted documents.

Moved by Hamilton, 2<sup>nd</sup> by Richardson to confirm receipt of the Insurance Certificate and Facility Use Agreement.

Voice Vote:

Committeeman Richardson - Yes  
Committeeman Hurley - Yes  
Committeeman Hamilton - Yes  
Committeeman Critelli - Yes  
Mayor Merlino - Yes

3. Request from the Tax Collector for acknowledgement of the Statement of Uncollectable Taxes Report for the Year 2011.

Moved by Hurley, 2<sup>nd</sup> by Richardson to acknowledge the Statement of Uncollectable Taxes Report for the Year 2011.

Voice Vote:

Committeeman Richardson - Yes  
Committeeman Hurley - Yes  
Committeeman Hamilton - Yes  
Committeeman Critelli - Yes  
Mayor Merlino - Yes

4. Request from the Atco Christian Preschool to hold their annual end of the year picnic at Rotary Park on Friday, June 1, 2012 between the hours of 10:00 AM and 12:00 Noon.

The Facility Use Application and the Insurance Certificate naming the Township as additional insured have been submitted.

Moved by Richardson, 2<sup>nd</sup> by Hurley to approve the request from the Atco Christian Preschool.

Voice Vote:

Committeeman Richardson - Yes  
Committeeman Hurley - Yes  
Committeeman Hamilton - Yes  
Committeeman Critelli - Yes  
Mayor Merlino - Yes

**DISCUSSIONS:**

1. FURLOUGH DAYS: Union Employees and Management.

All Committee agreed that after review of the Finance Department Report the Township Administrator be authorized to continue to negotiate with the union.

2. SUMMER HELP: Clean Communities Funding.

All Committee agreed to move forward with the program and ask the Environmental Commission for their recommendations and further research any personnel issues which are to be addressed at the next meeting.

3. LIME FEED SYSTEM: Adams Rehmann and Heggan Proposal for Change Order #2.

Michael Micklasavage, Public Works Manager explained the matter including the overtime

issue. It was agreed to address this matter after receipt of Joseph Pantalone's comments.

4. PUBLIC WORKS GARAGE ANDERSON AVENUE: Land Sale May 2, 2012 No Bidders.

All Committee agreed to continue the efforts to sell the Public Works Garage on Anderson Avenue.

5. CHAPTER 48: Pertaining to Current Health Care Provisions.

All Committee agreed to address this matter at the next meeting after further research.

6. Request from the Camden County Municipal Utilities Authority seeking the consent of the Township regarding the proposed amendment to the Camden County Wastewater Management Plan. The Township Engineer CME will research the matter at a cost not to exceed \$500.00.

All Committee agreed for Municipal and Consulting Engineers to research the matter at a cost not to exceed \$500.00 pursuant to their proposal.

7. Proposal for NJDEP "BACKUP" Licensed Operator Services for Water Distribution System and Wastewater Collection System.

All Committee agreed that current certificates are needed for the backup operator prior to making the appoint.

**OLD BUSINESS:**

The Committee addressed the question posed regarding an amendment to the Solicitor Contract regarding the form of payment which needs to be addressed further with the Finance Department.

**NEW BUSINESS:** (INCLUDES RESOLUTIONS AND ORDINANCES)

**INTRODUCTION OF ORDINANCES:** (FIRST READING)

Introduction of Ordinance #2012-9

ORDINANCE CREATING A NEW ARTICLE II, ENTITLED "PAY TO PLAY," IN CHAPTER 10 OF THE CODE OF THE TOWNSHIP OF WATERFORD ENTITLED "CONTRACTS, PROFESSIONAL SERVICE".

Notation:

Establishing That A Business Entity Which Makes Political Contributions To Municipal Candidates And Municipal And County Political Parties In Excess Of Certain Thresholds Shall Be Limited In Its Ability To Receive Public Contracts In Excess Of \$17,500.00 As Per The Statute From The Township of Waterford In The County of Camden, State Of New Jersey.

Moved by Hamilton, 2<sup>nd</sup> by Critelli to authorize to advertise Ordinance #2012-9 for hearing on June 13, 2012.

Poll Vote:

- Committeeman Richardson - Yes
- Committeeman Hurley - Yes
- Committeeman Hamilton - Yes
- Committeeman Critelli - Yes
- Mayor Merlino - Yes

Introduction of Ordinance #2012-10

ORDINANCE AMENDING CHAPTER 266 OF THE CODE OF THE TOWNSHIP OF WATERFORD CAPTIONED "VEHICLES AND TRAFFIC".

(NO PARKING BY THE RITTER FIELD CONCESSION STAND)

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
<u>West Atlantic Avenue</u>	<u>South/West</u>	<u>Starting 200 feet East of the intersection of West Atlantic Avenue and Cooper Road and continuing Easterly 90 feet</u>

Moved by Richardson, 2<sup>nd</sup> by Hamilton to authorize to advertise Ordinance #2012-10 for hearing on June 13, 2012.

Poll Vote:

- Committeeman Richardson - Yes
- Committeeman Hurley - Yes
- Committeeman Hamilton - Yes
- Committeeman Critelli - Yes
- Mayor Merlino - Yes

**RESOLUTIONS:**

Resolution #2012-130

RESOLUTION CONFIRMING THE NO SALE OF A PROPERTY OWNED BY THE TOWNSHIP OF WATERFORD KNOW AS THE PUBLIC WORKS FACILITY PROPERTY LOCATED AT 2363 ANDERSON AVENUE - BLOCK 43.01, LOT 3 AS THERE WERE NO BIDS RECEIVED ON THE PROPERTY AT THE LAND SALE HELD ON MAY 2, 2012.

Resolution #2012-131

RESOLUTION AUTHORIZING JDM HEATING & AIR CONDITIONING, LLC TO FURNISH AND INSTALL A SPLIT SYSTEM DX AIR CONDITIONER FOR THE TOWNSHIP OF WATERFORD VESTIBULE PROJECT AT TOWN HALL IN THE AMOUNT OF \$6,930.00.

Resolution #2012-132

RESOLUTION AUTHORIZING THE TOWNSHIP OF WATERFORD SUMMER THEATER PROGRAM JUNE 25, 2012 THROUGH AUGUST 11, 2012.

Resolution #2012-133

RESOLUTION DECLARING THAT AN EMERGENT CONDITION DICTATES A TEMPORARY ADOPTION OF A SPECIAL TRAFFIC REGULATION TO ESTABLISH NO PARKING ON A 200 FEET SECTION OF WEST ATLANTIC AVENUE FOR SAFETY CONCERNS. (NO PARKING BY THE RITTER FIELD CONCESSION STAND)

Resolution #2012-134

RESOLUTION AUTHORIZING REFUND OF TAXES DUE TO OVERPAYMENT ON BLOCK 602, LOT 4.

Resolution #2012-135

RESOLUTION AUTHORIZING REFUND OF TAXES DUE TO OVERPAYMENT ON BLOCK 1601, LOT 56.

Moved by Critelli, 2<sup>nd</sup> by Hurley to adopt Resolution #2012-130 through Resolution #2012-135.

Poll Vote:

Committeeman Richardson - Yes

Committeeman Hurley - Yes

Committeeman Hamilton - Yes

Committeeman Critelli - Yes (Except Abstain on Resolution #2012-135)

Mayor Merlino - Yes

Resolution #2012-136 and Resolution #2012-137 (See Above Page 2 for Vote)

**PAYMENT OF BILLS:**

a. Current Fund Bill List.	TOTAL	\$2,920,848.18
b. Capital Fund Bill List.	TOTAL	\$7,253.90
c. Utility Fund Bill List.	TOTAL	\$20,869.75
d. Adopt-A-Cop/Municipal Alliance Trust Fund Bill List.	TOTAL	\$900.00
e. State Grant Bill List.	TOTAL	\$8,144.16
f. Planning Board Escrow Bill List.	TOTAL	\$1,470.44

Moved by Critelli, 2<sup>nd</sup> by Hamilton to approve and pay the above bills as submitted if documentation is present and when funds are available.

**Poll Vote:**

- Committeeman Richardson - Yes
- Committeeman Hurley - Yes
- Committeeman Hamilton - Yes
- Committeeman Critelli - Yes
- Mayor Merlino - Yes

**PUBLIC COMMENT PORTION OF THE MEETING:**

**MAYOR OPENS THE MEETING TO THE PUBLIC FOR COMMENTS:**

Terri Chiddenton, Anthony Drive (Environmental Commission Member) thanked the Police Department for their efforts regarding the Honda Days Event at the Atco Raceway. She remarked there was a big improvement from the last year Honda Days Event. She appreciated everyone who participated in the Clean Communities Environmental Clean Up Day.

Alphons Campbell, Linden Avenue (Environmental Commission Member) thanked everyone for all the support he received during his recent illness. He expressed a special thank you to the emergency services who assisted him and for all their assistance to the residents. He reminded everyone of the American Legion Memorial Day Parade and Chicken Bar B Que. He disclosed well water problems in the area of Tremont Avenue and Pederson Boulevard. He stated his support of the hiring of summer help using Clean Community Funds to assist in the clean up of the Township.

Louise Sands, Gibbons Court thanked the Township Committee on behalf of the Civic and Events Association for approving their request to hold Waterford Township Day. She mentioned there will be a Beef & Beer Benefit at Assumption Hall on June 23, 2012 for Joe Swider who has (ALS) Lou Gehrig's Disease.

**MAYOR CLOSSES THE MEETING TO THE PUBLIC FOR COMMENTS:**

**ISSUES FROM THE TOWNSHIP COMMITTEE:** (None Submitted)

**CLOSED SESSION: (AS NEEDED)**

**ADJOURNMENT:** (10:14 PM)

Moved by Hamilton, 2<sup>nd</sup> by Hurley to adjourn.

**ALL IN FAVOR:**

- Committeeman Richardson - Yes
- Committeeman Hurley - Yes
- Committeeman Hamilton - Yes
- Committeeman Critelli - Yes
- Mayor Merlino - Yes

**RESPECTFULLY SUBMITTED BY:**

*Virginia L. Chandler*  
Virginia L. Chandler, RMC  
Township Clerk