

**BOROUGH OF MEDFORD LAKES, NEW JERSEY**

**REGULAR MEETING (7:00pm)**

**February 24, 2021**

A Regular Meeting of the Borough Council of the Borough of Medford Lakes, New Jersey, beginning at 7:00pm was held in-person and via Zoom Electronic Meeting following the pledge of allegiance and a moment of silence (Council and the public observed a moment of silence to honor service men and women defending our country, those lost/suffering and serving during this COVID-19 Pandemic along with all Public Safety Professionals and Volunteers). Clerk McIntosh read the Open Public Meetings Act: pursuant to the requirements of the Open Public Meetings Act, adequate notice of this regular meeting has been published in the Burlington County Times and posted on the official bulletin board of the Borough of Medford Lakes. Those wishing to be notified for changes to scheduled meetings were notified via email or regular mail.

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**NOTICE** – Each public body shall keep reasonably comprehensible minutes of all its meetings showing the time and place, the members present, the subjects considered, the actions taken, the vote of each member, and any other information required to be shown in the minutes by law. “Reasonably comprehensible” does not mean “comprehensive.” Minutes are not transcripts. The minutes are not intended to be a verbatim recitation of a public meeting.

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**ROLL CALL**

Clerk Mark J. McIntosh (in-person) called roll; Mayor Thomas J. Cranston (in-person), Deputy Mayor Dr. Gary A. Miller (in-person), Councilman William R. Fields (in-person) and Councilwoman Gail A. Caputo (via Zoom Mtg.) answered in attendance. Also present was Borough Manager Dr. Robert J. Burton (in-person) and Solicitor Douglas L. Heinold (via Zoom Mtg.).

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**PUBLIC COMMENT #1**

*Mayor Cranston called the meeting to order and opened public comment on agenda items only. Hearing none he closed public comment.*

*Clerk McIntosh stated that the Borough received no written advance public comments.*

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**MINUTES**

*Deputy Mayor Miller introduced adoption of the February 10, 2021 Regular Meeting Minutes, seconded by Councilwoman Caputo*

*Mayor Cranston called for the vote.*

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston			X			
Deputy Mayor Dr. Gary A. Miller	X		X			
Councilwoman Dr. Gail A. Caputo		X	X			
Councilman William R. Fields			X			
Councilman Dennis P. O’Neill			X			

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**RESOLUTION(S)**

*Deputy Mayor Miller introduced Resolution Number 48-21, seconded by Councilman O’Neill*

**RESOLUTION NUMBER 48-21**

**A RESOLUTION APPROVING CHANGE ORDER NUMBER 1 FOR A CONTRACT KNOWN AS BALLINGER LAKE PARK IMPROVEMENTS – PHASE 1, INCREASING THE CONTRACT SUM FROM \$74,700.00 TO \$83,062.50 A NET INCREASE OF \$8,362.50**

**WHEREAS**, the Borough has entered into a certain contract with COMMAND COMPANY, INC., 1318 ANTWERP AVENUE, EGG HARBOR CITY, NJ 08215 for the BALLINGER LAKE PARK IMPROVEMENTS – PHASE 1; and

**WHEREAS**, said project had resulted in the award of a contract to COMMAND COMPANY, INC. in the amount of \$74,700.00; and

**WHEREAS**, the Project Engineer and Borough Manager recommend approval of Change Order Number 1 pursuant to the terms of said contract based on changes due to the difference in additional work requested; and

**WHEREAS**, Change Order Number 1 dated February 10, 2021 amends the contract with COMMAND COMPANY, INC. from the amount of \$74,700.00 to \$83,062.50, a net increase of \$8,362.50; and

**WHEREAS**, the Certification of Available Funds has been met in accordance with N.J.A.C. 5:30-5.3 through 5.5 and is based on a dollar value of this contract in the amount NTE \$83,062.50 from the Grant Fund – Burlington County Community Park Development Program – Account #G-01-41-760-000.

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, that Change Order Number 1 is hereby approved.

**BE IT FURTHER RESOLVED**, that the Mayor, Chief Financial Officer and Borough Clerk are hereby directed and authorized to execute any and all necessary documents required to effectuate said Change Order.

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*Mayor Cranston called for the vote.*

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston			<b>X</b>			
Deputy Mayor Dr. Gary A. Miller	<b>X</b>		<b>X</b>			
Councilwoman Dr. Gail A. Caputo			<b>X</b>			
Councilman William R. Fields			<b>X</b>			
Councilman Dennis P. O’Neill		<b>X</b>	<b>X</b>			

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*Mayor Cranston introduced Resolution Number 49-21, seconded by Councilman Fields.*

**RESOLUTION NUMBER 49-21**

**A RESOLUTION APPOINTING AND MEMORIALIZING A CLASS IV AND ALTERNATE MEMBER TO THE PLANNING BOARD AND RELISTING CURRENT MEMBERS TO THE PLANNING BOARD**

**WHEREAS**, pursuant to the provisions of N.J.S.A. 40:55D-23 the Borough has a need to fill an unexpired Class IV vacancy (O’Neill) with the current Alternate I member (West) on the Planning Board; and

**WHEREAS**, the Borough due to the latter action has a need to fill an unexpired Alternate I vacancy (West) with the current Alternate II member (Vogdes) on the Planning Board; and

**WHEREAS**, the Mayor appoints the Class I and Class II members, and the governing body appoints Class III, Class IV and Alternate Members.

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey that the following Class IV and Alternate I members are hereby appointed to serve unexpired terms, and the current members are related:

1. Class I (Mayor’s Designee) – Mayor Tom Cranston – Exp. 06/30/22
2. Class II (Municipal Employee) – David Crane – Exp. 6/30/21
3. Class III (Council Representative) – Councilman William R. Fields – Exp. 6/30/21
4. Class IV (Regular Member) – Mike Keating – Exp. 12/31/22
5. Class IV (Regular Member) – Thomas Bintliff – Exp. 12/31/24
6. Class IV (Regular Member) – Karen Schneider – Exp. 12/31/22
7. Class IV (Regular Member) – William Smith – Exp. 12/31/21
8. Class IV (Regular Member) – Steve Bruder – Exp. 12/31/21
- 9. Class IV (Regular Member) – Jeff West – Exp. 12/31/21**
- 10. Alternate I Member – James Vogdes – 12/31/21**
- 11. Alternate II Member – Vacant – 12/31/22**

*Mayor Cranston called for the vote.*

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston	<b>X</b>		<b>X</b>			
Deputy Mayor Dr. Gary A. Miller			<b>X</b>			
Councilwoman Dr. Gail A. Caputo			<b>X</b>			
Councilman William R. Fields		<b>X</b>	<b>X</b>			
Councilman Dennis P. O’Neill			<b>X</b>			

*Councilman Fields introduced Resolution Number 50-21, seconded by Deputy Mayor Miller*

**RESOLUTION NUMBER 50-21**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE MEDFORD LAKES POLICE SUPERIOR OFFICERS ASSOCIATION**

**WHEREAS**, the **Borough of Medford Lakes** wishes to enter into a Collective Bargaining Agreement for the years 2021, 2022, 2023 and 2024, with the Medford Lakes Police Superior Officers Association for services to be rendered within its own jurisdiction; and

**WHEREAS**, the parties deem it appropriate to enter into a Collective Bargaining Agreement for the years 2021, 2022, 2023 and 2024, to provide such services as outlined in said Agreement, copies of which are on file with the Borough Clerk;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey as follows:

- The Mayor and Clerk are hereby authorized to execute a contract hereto attached between the Borough of Medford Lakes and the Medford Lakes Police Superior Officers Association for the years 2021, 2022, 2023 and 2024.

*Mayor Cranston called for the vote.*

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston			X			
Deputy Mayor Dr. Gary A. Miller		X	X			
Councilwoman Dr. Gail A. Caputo			X			
Councilman William R. Fields	X		X			
Councilman Dennis P. O’Neill			X			

*Councilman Fields introduced Resolution Number 51-21, seconded by Deputy Mayor Miller*

**RESOLUTION NUMBER 51-21**

**A RESOLUTION AUTHORIZING APPOINTMENT OF A MEMBER OF THE COLONY AND ENVIRONMENTAL COMMISSION MEMBER TO THE COMMUNITY FORESTRY MANAGEMENT COMMITTEE (CFMC)**

**WHEREAS**, the Borough Council has formed a committee to examine the current tree management regulations; and

**WHEREAS**, the Borough Council would like to have a Colony Representative and Environmental Commission Member be appointed to the committee.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Medford Lakes, New Jersey as follows:

- Colony Representative Jeannie L. Watters is hereby appointed to the Borough’s Community Forestry Management Committee.
- Environmental Commission Representative Jennifer L. Ruegg is hereby appointed to the Borough’s Community Forestry Management Committee.
- The appointment(s) have no monetary compensation and may be terminated at any time at the direction of the governing body.

*Mayor Cranston called for the vote.*

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston			X			
Deputy Mayor Dr. Gary A. Miller		X	X			
Councilwoman Dr. Gail A. Caputo			X			
Councilman William R. Fields	X		X			
Councilman Dennis P. O’Neill			X			

Mayor Cranston introduced Resolution Number 52-21, seconded by Councilman Fields.

**RESOLUTION NUMBER 52-21**

**A RESOLUTION AUTHORIZING EXEMPTION FROM TAXATION**

**WHEREAS**, Michael A. Jurick, Jr., residing at 135 Nokomis Trail also known as B: 30017, L: 696 in the Borough of Medford Lakes, Burlington County, State of New Jersey has filed for a tax exemption as a qualified 100% disabled veteran under N.J.S.A. 54:4-3.30 et. seq.; and

**WHEREAS**, Michael A. Jurick, Jr. was assigned 100% disabled by the Department of Veterans Affairs with an effective date of January 13, 2021 in accordance with N.J.S.A. 54:4-3.30 et. seq.; and

**WHEREAS**, Michael A. Jurick, Jr. is eligible for this exemption according to N.J.S.A. 54:4-3.30 et. seq. and has been granted this exemption effective January 13, 2021.

**THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Medford Lakes, County of Burlington, State of New Jersey, that Michael A. Jurick, Jr. be granted such exemption.

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Mayor Cranston called for the vote.

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston	X		X			
Deputy Mayor Dr. Gary A. Miller			X			
Councilwoman Dr. Gail A. Caputo			X			
Councilman William R. Fields		X	X			
Councilman Dennis P. O’Neill			X			

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**REPORT(S)**

Manager Burton submitted a written report and commented on the start of Bulk Trash curbside pickup to start on March 1<sup>st</sup>, the on-going WWTP re-lining project, discussions had regarding homeowner lateral re-lining at their cost, and an update to the additional Ballinger Park Project.

Clerk McIntosh submitted a written report and commented on preparing for the May 11<sup>th</sup> Special Election and the animal notice recently sent to all homeowners.

Solicitor Heinold commented on the DRAFT lighting Ordinance recommending that it be sent to the Planning Board for review and additional provisions could be considered regarding motion, dimmers, etc. that will impact residents. He noted that the Borough will be balancing the security interests with the nuisance issues to develop a proper Ordinance. He added that the Ordinance will provide better guidance for the Code Enforcement Officer.

Council discussed the reluctance to rush a regulation but adding nuisance definitions is important. They agreed to have it forwarded to the Planning Board for an informal review/comment.

Solicitor Heinold also noted that the State enacted the Cannabis Law and municipalities have a six-month time period to take action on zoning-in or zoning-out and that delivery can't be zoned.

Deputy Mayor Miller expressed his excitement that the re-lining project is underway and even being done with inclement weather. He expressed his appreciation for all of the extra work done by both the Public Works and Wastewater staffs during the recent snowstorms. He stated that the Canoe Carnival Committee would be meeting this week to discuss the event planning.

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**COMMUNICATION(S)**

None

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**BILL LIST(S)**

**1. Dated February 22, 2021 with 70 Line Items, Total List Amount = \$61,438.00**

Deputy Mayor Miller motioned approval of the Bill List, seconded by Councilman O'Neill.

Mayor Cranston called for the vote.

**VOTE**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mayor Thomas J. Cranston			X			
Deputy Mayor Dr. Gary A. Miller	X		X			
Councilwoman Dr. Gail A. Caputo			X			
Councilman William R. Fields			X			
Councilman Dennis P. O'Neill		X	X			

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**PUBLIC COMMENT #2**

Mayor Cranston opened the meeting to public comment.

1. Joe Aromando of Medford Lakes asked for clarification on the changes to the Ballinger Park Project, he asked if the Police Contract was reviewed by council, he asked how a Colony Member was appointed to the ad hoc tree committee and did that person complete a citizen leadership form. He asked if the public could get a re-lining project progress report and questioned why council is still not getting monthly department reports.

Manager Burton stated that he would follow-up with the departments but noted that the department heads report to him daily and that he himself keeps council up to date on significant issues.

Mayor Cranston closed public comment.

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Deputy Mayor Miller motioned to adjourn.

Vote to adjourn:

Yeas –Cranston, Miller, Caputo, Fields, O'Neill

Nays – None

Meeting Adjourned