

**MINUTES OF THE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
UPPER DEERFIELD, IN THE COUNTY OF CUMBERLAND, HELD ON
THURSDAY, JANUARY 15, 2015, 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, and Amy Colaneri, Treasurer.

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

"In compliance with the "Open Public Meetings Act", written advance notice of the time, date and place of the meeting, has been given at least forty-eight (48) hours before the meeting by mailing same to the News of Cumberland County and The Press, Cumberland County Edition, by posting the notice in the Municipal Building at Seabrook, New Jersey, and by filing such notice with the Township Clerk, in compliance with said Act." In compliance with State Fire Safety Statutes, Mr. 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 Daddario.

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

Elwood Sickler, a Gloucester County resident with municipal curbside collection, owns two rental properties in the Township that he occasionally does yard maintenance on the property and removes large household waste items for his tenants asked the Committee for a hardship convenience center sticker. Mr. Tedesco questioned the applicant on the rental properties in the Township. Mr. Sickler stated he would take approximately ten trips in a year to the convenience center for his tenants. On motion of Bruce Peterson, seconded by John Daddario to grant the hardship request and issue a three year convenience center sticker, unanimously carried 5-0 on a roll call vote.

There being no other public comments James Crilley, Chairman called for the approval of minutes for the Meetings of December 30, 2014, and January 5, 2015. 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, 5-0.

James Crilley, Chairman called for a resolution entitled Amending the 2015 Temporary Budget of the Township of Upper Deerfield #1. The Clerk read the resolution by title. Mr. Spoltore explained that the amendment is to include the firefighter's assistance grant. 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 Appointing Part Time Emergency Medical Technician – Tracy Guntow. 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 Township Officials and Certifying Salaries. The Clerk read the resolution by title. On motion of Scott Smith, 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 Shared Service Agreement Between the Township of Upper Deerfield and the Cumberland County Improvement Authority with Respect to Solid Waste Disposal, a Recycling Program, and Facilities for Recyclables Services. 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 Appointing Conflict Planning Board Engineer Robert Dubois, P.E. 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 Payment of Bills in the amount of \$366,459.73. 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 leaf pickup will be completed this Friday, the salt shed has been restocked and public works is working on housekeeping issues inside of the public works building. Mr. Daddario stated that he would like Mark Blauer to see if there are grants available or see if there are any corporate donors who would be willing to purchase outdoor passive fitness equipment that could be installed along the walking trails. This would enable more residents to utilize the park and the walking trails could also be expanded in the future.

Scott Smith stated that he dropped off paperwork to Chad Ott to review on the wood chippers, the Committee saw at the League. Mr. Smith added the Township needs to explore options for replacement of the current chipper.

Bruce Peterson reported that he spoke with Dante Rieti, and his wife's family has about 40 acres adjacent to the township's 100 acre property on Irving Avenue and they are looking to preserve the land. Mr. Peterson added that all of the electronics are packaged and placed inside of the building at the recycling center waiting to be picked up. Mr. Peterson requested that a street light that is approximately 75 feet away from the intersection of the entrance of Upper Deerfield Estates and Route 56 be relocated to the intersection. Atlantic City Electric will be contacted.

John T. O'Neill, Sr. reported that a subcommittee began discussions on the topics that will be included in the draft alcoholic consumption ordinance. The process will take time, it will not happen overnight and no hasty decisions will be made to get a license created and issued.

James Crilley called for a motion to temporarily suspend the Township Committee meeting so that the members could convene a regularly scheduled meeting of the Redevelopment Entity. On a motion of Bruce Peterson, seconded by John Daddario and unanimously carried the Township Committee meeting was temporarily suspended at 7:30 pm.

James Crilley, Chairman called for a motion to reconvene the Township Committee meeting at 7:38 pm. Bruce Peterson made the motion, seconded by John T. O'Neill, Sr. and unanimously approved 5-0 to reconvene the Township Committee meeting.

REOPEN TO PUBLIC SESSION

James Crilley stated that there were two new department reports plus all of the regular reports.

Solicitor Rocco Tedesco stated that the Township Clerk and Zoning Officer have received a series of complaints including noise disturbances concerning the active mining operation on Fox Road. The Solicitors review found that the Township does not have a noise ordinance and any noise complaints would have to be a violation of the State Noise Act. The NJDEP and County or Local Board of Health's would be the agencies that could be certified and have the equipment to measure potential noise violations. The Solicitor sent a letter to the residents who were complaining of the noise disturbances and informed him of his findings. Mr. Tedesco also sent a letter to the Zoning Officer for him to review the past Planning Board approvals for the mining operation to see if there were any hours of operation established in the approvals or see if there is any current property clearing violations. The Solicitor added the Mayor Crilley received a letter from two individuals that have questioned if the Solicitor was in a conflict situation if he had represented R.E. Pierson or Don Rogers in past years. Mr. Tedesco stated that he has never represented R. E. Pierson or Don Rogers as clients, they have always been represented by other attorneys. Mr. Tedesco added that he takes his ethical responsibility seriously and his ethical record is clean for 34 years of practicing law, and he would never engage in any ethical activities to jeopardize his career. Mr.

Tedesco spoke with the individual's attorney and he will be responding to their allegations. The letter also noted that Brian Murphy may also have a potential conflict for his representation of. Mr. Murphy had previously reported his professional dealing with R. E. Pierson and has recused himself from being involved in any discussions pertaining to the active mining operation. Currently, there was an application before the Planning Board and they have their own professionals on staff to deal with the application.

ADMINISTRATOR'S REPORT

Roy Spoltore informed the Committee that Cumberland Regional High School will be coming before the Planning Board for approval to install a monument sign at the corner of Silver Lake Road and Route 77. Permit fees for Zoning and Construction will be required, in the past the fees have been waived for the school. On motion of Bruce Peterson, seconded by John T. O'Neill, Sr., to waive any Zoning and Construction fees for the permits contingent on the monument sign being approved by the Planning Board, unanimously carried 5-0 on a roll call vote. Mr. Spoltore spoke with FEMA representatives and the Township will be able to go out to bid for the Scott Air Packs soon. The Township received the preliminary approved FEMA reimbursement for drainage work done at Colonial Terrace. The newsletter is scheduled to go out at the beginning of March. Chairman Crilley suggested that an employee profile be randomly selected and included in the newsletter to give the residents some background on the employees. Community Day is set for April 25, 2015. The new prosecutor has started, the court security has also changed and everything seems to be going well. The EMS building fire alarm synopsis and timeline and the NJLM mayor's advisories are included in this evening's packet for review.

DEPARTMENTAL MONTHLY REPORTS: December 2014

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

TREASURERS REPORT

The Treasurer's report was accepted.

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

Nancy Ridgway of Irving Avenue commended the Solicitor for defending himself publicly. Ms. Ridgway stated that the dog census has not been completed and she has a neighbor that has not

registered their dogs. The license is the only way that residents know that the dogs have been vaccinated against rabies. Ms. Ridgway added that there are two properties near her that are not owner occupied, and wanted to know if they were registered as rental properties. The Committee advised Ms. Ridgway to pass the information along to Roy Spoltore so that it can be investigated.

Sandy Acevedo of Old Burlington Road asked if the walking trails connect from soccer to the football fields. The committee informed her that they do not connect at this time. Ms. Acevedo asked what the current status was of the K & E Mining application. Mr. Tedesco stated that the application is before the Planning Board and they would be the department to contact regarding the current status.

With no other public comments, James Crilley, Chairman called for a resolution Authorizing Closed Session to update the Committee on contracts, litigation and 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 John Daddario and unanimously carried.

There being no further business to come before the Committee, on motion of Bruce Peterson, seconded by Scott Smith. to adjourn, unanimously carried.

Respectfully submitted,

Teresa L. Warburton
Recording Secretary

Roy J. Spoltore
Township Clerk