

July 25, 2012  
Regular Meeting

The Regular Meeting of the Evesham Township Council was called to order by Mayor Brown at 6:00p.m. The meeting was held in the Meeting Room of the Evesham Township Municipal Complex at 984 Tuckerton Road, Marlton, NJ 08053.

Flag Salute.

Mayor Brown announced that the meeting was being held in accordance with the Open Public Meetings Act. Notice was sent to the The Central Record and The Burlington County Times, posted on the Bulletin Board and sent to those who requested notification.

**ROLL CALL:** Present: Croft, D'Andrea via phone, Hackman, Zeuli, Mayor Brown  
Absent: XXX  
Also Present: Interim Township Manager Cromie, Township Solicitors Gillespie & Garcia, Deputy Manager Shanahan, Deputy Township Clerk Friddell, Recording Secretary Schmitt (6:30p.m.)

Resolution No. 255-2012 - Resolution Authorizing the Mayor, Township Council and Support Staff to Meet in Private Session and Authorizing the Exclusion of the Public from that Portion of the Meeting Dealing with Specific Issues Requiring Non-Public Discussion - Topics: Contract Negotiations; Attorney Client Privilege (Discussion of Matters Regarding Recent COAH Regulations and/or Actions)

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adopt Resolution No. 255-2012.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Brown  
NAYE: XXX  
ABSTAIN: XXX

Motion Carried: 5-0.

Council convened in Executive Session at 6:05p.m.

On motion by Councilwoman Hackman, seconded by Councilman Croft it was moved to come out of Executive Session.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Brown  
 NAYE: XXX  
 ABSTAIN: XXX

Motion Carried: 5-0.

Council continued in open session at 6:35p.m.

As a result of discussion during Executive Session Mayor Brown called for a motion to ratify and approve the Memorandum of Agreement for the Union Contracts.

On motion by Deputy Mayor Zeuli, seconded by Councilman Croft, it was moved to ratify and approve the Memorandum of Agreement subject to finalization by the Interim Township Manager.

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Zeuli, Brown  
 NAYE: XXX  
 ABSTAIN: XXX

Motion Carried: 5-0.

**PRELIMINARY PUBLIC COMMENT**

None.

**ORDINANCES**

**SECOND READING**

Ordinance No. 19-7-2012 - An Ordinance of the Township of Evesham Amending Ordinance No. 8-2-2012 Which Ordinance Provides for Salaries and Compensation to be Paid to the Officers and Employees of the Township of Evesham, County of Burlington, State of New Jersey for the Year 2012 and Beyond

Mayor Brown opened the public hearing.

There being no comments, Mayor Brown requested a motion to close the Public Hearing.

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to close the public hearing on Ordinance No. 19-7-2012.

Recorded Vote: All Ayes

Motion Carried: 5-0

Council Comments: None.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Ordinance No. 19-7-2012.

Recorded Vote: Aye: Croft, D'Andrea, Hackman, Zeuli, Brown  
 Nay: XXX  
 Abstain: XXX

Motion Carried 5-0.

Ordinance No. 20-7-2012 - An Ordinance of the Township of Evesham Amending Chapter 160, the Zoning Code of the Township of Evesham and Chapter 161, Zoning Modifications and Additional Requirements, to Implement the Recommendations of the 2012 Master Plan Reexamination/Amendment for the Pinelands Area of the Township

Mayor Brown opened the public hearing.

There being no comments, Mayor Brown requested a motion to close the Public Hearing.

Councilman D'Andrea's phone communication ceased 6:45p.m.

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to close the public hearing on Ordinance No. 20-7-2012.

Recorded Vote: All Ayes

Motion Carried: 4-0

Council Comments

Township Solicitor Gillespie stated that the Planning Board provided their approval that the Ordinance was consistent with the Master Plan.

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to adopt Ordinance No. 20-7-2012.

Recorded Vote: Aye: Croft, Hackman, Zeuli, Brown  
 Nay: XXX  
 Abstain: XXX

Motion Carried 4-0.

Councilman D'Andrea regained phone connection.

**ORDINANCES**  
**FIRST READING**

Ordinance No. 21-8-2012 - Refunding Bond Ordinance Providing for the Refunding of Prior Bonds Issued by the Township of Evesham, in the County of Burlington, New Jersey, Appropriating not to Exceed \$4,600,000 Therefor and Authorizing the Issuance of Not to Exceed \$4,600,000 Bonds or Notes of the Township for Financing the Cost Thereof

On motion by Councilwoman Hackman, seconded by Deputy Mayor Zeuli, it was moved to approve Ordinance No. 21-8-2012 on first reading and that second reading and public hearing would take place on August 21, 2012.

Recorded Vote: Aye: Croft, D'Andrea, Hackman, Zeuli, Brown  
Nay: XXX  
Abstain: XXX

Motion Carried 5-0.

**CONSENT AGENDA**

On request by Mayor Brown, Director of Community Development Jamanow gave a brief synopsis on the status of the road programs. Director Jamanow also informed Council that the Township recently received a grant award from the DOT for the road work on Lincoln Drive. Mayor Brown announced that the Township will also be awarded a grant to refurbish the Memorial Park playground.

Resolution No. 234-2012 - Rescinding Resolution No. 200-2012 - Authorization to Call the Performance Guarantee Forest Lakes at the Sanctuary Section 5B - On-Site Improvements

Resolution No. 235-2012 - Rescinding Petty Cash Fund Issued for Township Clerk

Resolution No. 236-2012 - Authorizing Change in Amount and Custodian for Petty Cash Fund for Township Manager

Resolution No. 237-2012 - Resolution Authorizing the Township of Evesham to Participate with Burlington County in the Cooperative Purchasing Program for the Purchase of Diesel Fuel

Resolution No. 238-2012 - Award of Contract - Professional Engineering Services - Tomlinson Mill Dam Rehabilitation Project - Inspection and Contract Administration

Resolution No. 239-2012 - Award of Contract - Purchase and Installation of CCTV Security System - Police Department

Resolution No. 240-2012 - Award of Contract - Elmgate Road - Concrete Removal and Replacement

Resolution No. 241-2012 - Award of Contract - Law Enforcement Uniforms and Accessories - Police Department

Resolution 242-2012 - Award of Contract - Construction of Black Run Preserve Pedestrian/Bike Trail

Resolution No. 243-2012 - Award of Contract - 2012 Road Program - Tomlinson Mill Road Improvements

Resolution No. 244-2012 - Award of Contract - 2012 Road Program - Resurfacing Carlton Avenue Phase II

Resolution No. 245-2012 - Amending Resolution No. 186-2012 - State Contract Vendor - Computer Equipment - Dell Marketing, LP

Resolution No. 246-2012 - Award of Contract - State Contract Vendor - Computer Equipment - Howard Industries, Inc.

Resolution No. 247-2012 - Award of Contract - State Contract Vendor - HVAC Services - Peterson Service Company

Resolution No. 248-2012 - Insertion of Special Items of Revenue in the Budget - Chapter 159, P.L. 1948 - New Jersey Division of Highway Traffic Safety - 2012 Click It or Ticket - \$4,000

Resolution No. 249-2012 - Release of Performance Guarantee, Letter of Credit - Rothman Institute - Block 3.33, Lot 1 - On-Site Improvements

Resolution No. 250-2012 - Release of Performance Guarantee, Letter of Credit - Promenade Car Wash - Block 36, Lot 7 - On-Site Improvements

Resolution No. 251-2012 - Release of Performance Guarantee MEND - Sharp Road Family Housing (104 Affordable Rental Apartments) - Block 14, Lot 2 - On-Site Improvements

Resolution No. 252-2012 - Release of Cash Performance Guarantee-Promenade Car Wash - Block 36, Lot 7 - (987 Route 73) - Landscaping Improvements

Resolution No. 253-2012 - Rejection of Request for Release of Performance Guarantee - The Sanctuary - Section III - On-Site Improvements

Resolution No. 254-2012 - Rejection of Request for Release of Performance Guarantee- MEND - Sharp Road Family Housing (104 Affordable Rental Apartments) - Block 14, Lot 2 - Landscaping Improvements

Resolution No. 256-2012 - Award of Contract - FY 2012 NJDOT Local Aid Infrastructure Fund Improvements Resurfacing of Lincoln Drive Phase II - (Lincoln Drive East)

#### **MOTIONS**

Approval of Application for Special Permit for Social Affair Jersey Sound Chorus of Sweet Adelines Intl. Fundraiser Dinner - October 27, 2012 - Gibson House Proceeds Accrue to the Jersey Sound Chorus Operating Expenses

Mayor Brown called for any separations.

Deputy Mayor Zeuli requested separation of Resolution Nos. 234-2012 and 253-2012.

On motion by Councilman Croft, seconded by Councilwoman Hackman, it was moved to adopt Resolutions No. 235-2012 through 252-2012, Resolutions No. 254-2012 and 256-2012, and the listed motion.

Recorded Vote on Resolutions No. 235-2012 through 252-2012, Resolutions No. 254-2012 and No. 256-2012, and the listed motion.

AYE: Croft, D'Andrea, Hackman, Zeuli, Brown

NAYE: XXX

ABSTAIN: XXX

Motion Carried: 5-0.

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adopt Resolution Nos. 234-2012 and 253-2012.

Recorded Vote on Resolution Nos. 234-2012 and 253-2012

Recorded Vote: AYE: Croft, D'Andrea, Hackman, Brown  
NAYE: XXX  
ABSTAIN: Zeuli

Motion Carried: 4-0-1.

PUBLIC COMMENTS

None.

STAFF COMMENTS

Interim Township Manager Cromie informed Council that the newly established bulk trash collection fees have been profitable for the township.

He stated that reimbursement funds were received from FEMA for damages caused by Hurricane Irene last August.

Interim Manager Cromie gave an update on the newly contracted mowing services stating that the township has received numerous compliments with regard to the contractor's quality and professionalism.

COUNCIL COMMENTS

Mayor Brown asked Councilman D'Andrea and Interim Township Manager Cromie to determine if the newly restored Evesboro Downs football complex was ready to be utilized. Councilman Zeuli inquired if practicing on the field may void the maintenance guarantee.

Councilman Croft wished his wife a Happy Birthday.

Councilwoman Hackman thanked Interim Township Manager Cromie for taking care of a safety issue at the driving range promptly.

Mayor Brown expressed his condolences to the family of Charlie Albee who passed away at the age of 82. Mr. Albee served many decades on the school board. Also, Mayor Brown requested that those in attendance please keep the victims of the horrible tragedy that recently happened in Colorado in their thoughts and prayers.

Mayor Brown asked that Council and the Solicitor advise the Clerk's Office of their upcoming vacation schedules.

On motion by Councilwoman Hackman, seconded by Councilman Croft, it was moved to adjourn the meeting.

Recorded Vote: AYE: All Ayes.  
                  NAY: XXX  
                  Abstain: XXX

Motion Carried 5-0.

Meeting adjourned at 7:12p.m.

Lori A. Friddell  
Lori Friddell, Deputy Township Clerk

Randy Brown  
Randy Brown, Mayor

Maggie Schmitt  
Maggie Schmitt, Recording Secretary

Submitted: August 27, 2012

Approved: Sept. 18, 2012