

April 15, 2014  
Regular Meeting

The Regular Meeting of the Evesham Township Council was called to order by Mayor Brown at 6:40 p.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: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
Also Present: Township Manager Cromie, Township Solicitor Gillespie, Township Engineer Staszewski, Deputy Township Manager of Finance Shanahan, Township Clerk Bergh, Recording Secretary Recigno

**APPROVAL OF MINUTES**

Regular Meeting - March 18, 2014 & April 1, 2014  
Executive Session - March 18, 2014 & April 1, 2014

On motion by Deputy Mayor D'Andrea, seconded by Councilman DiEnna, it was moved to approve the above minutes of March 18, 2014 and April 1, 2014

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

Motion Carried: 4-0-1

**PRELIMINARY PUBLIC COMMENT ON AGENDA ITEMS ONLY**

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea it was moved to conduct Preliminary Public Comment on Agenda Items only after the Proclamations.

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

Motion Carried: 5-0

**Police Chief Monthly Summary**

Chief Chew gave an overview of the DUI enforcement program within the Township. Chief Chew thanked Council for funds to conduct the latest checkpoint and that Fox News rode with officers. Chief Chew stated that there are 550 deaths in New Jersey alone and 11,500 in the nation resulting from driving while under the influence. Chief Chew stated that

since Evesham is proactive in their patrols there have been no deaths due to driving under the influence in Evesham Township this year.

### **PROCLAMATIONS**

#### **Marlton Women's Club Celebrating 50 Years**

Mayor Brown read the proclamation into record and commended the group for their 50 years of service to the community. Mrs. Albee of the group stated that participation from residents has helped this club through the years.

### **PRELIMINARY PUBLIC COMMENT ON AGENDA ITEMS**

Mayor Brown opened the meeting for comment. Seeing there was none, Preliminary Public Comment on Agenda Items was closed.

### **WORK SESSION**

#### **1. Dog Park - Public Hearing**

Deputy Mayor D'Andrea gave a presentation on the proposed dog park at Savich Field. Mr. D'Andrea stated that the area proposed is the back section of Savich which has its' own access road and room for parking. It is estimated to be 2-3 acres in size. Deputy Mayor D'Andrea stated that fencing would be the most costly item when constructing the park and itemized several items that are needed to make a dog park successful. Deputy Mayor D'Andrea mentioned that the total cost would be approximately \$63,000 and that the Township's insurance would not rise because of the park.

Discussion was held on security, maintenance and hours of the park.

Mayor Brown opened public hearing for the proposed dog park.

Ms. Jennie Lubeck, 203 Shalstone Lane, Marlton, NJ stated she and her husband are thrilled with the idea of the park, but wanted to make sure that adequate handicap parking was available near the park.

There being no further comment, public hearing was closed.

#### **2. Overview of the 2014 Budget**

Mr. Tom Shanahan, Deputy Manager, Finance Director, gave an overview of the 2014 budget stating that Council would be introducing the budget at tonight's meeting. Mr. Shanahan informed Township Council that the budget is being introduced with a reduction in property taxes for the municipality. Mayor Brown stated that it is very difficult to reduce property taxes and that doing so is a great accomplishment.

Mr. Shanahan continued stating that after tonight's introduction, there will be a public hearing at the June 10, 2014 meeting and

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Township Council at that time can either adopt or amend the 2014 budget.

There was a discussion regarding the budget and what Evesham Township has to offer residents, businesses and developers.

Councilwoman Hackman thanked Mr. Shanahan for the presentation.

Councilman DiEnna stated that the act of stopping the deferral of school taxes, which was a past practice, has allowed the Township to create a better budget process.

Mayor Brown thanked members of Township Council for their efforts throughout the Township to make it a place that people and businesses want to invest in. Mayor Brown also conveyed his thanks to Township staff especially Township Manager Cromie. Mayor Brown also thanked Ms. Nancy Jamanow, Director of Community Development for bringing to the township her expertise and private sector mentality which also contributes to a friendly business environment.

#### **ORDINANCES - SECOND READING**

Ordinance No. 7-4-2014 - Amending Chapter 150 of the Township Code Entitled: Vehicles and Traffic Lowering the Speed Limit on Sharp Road

Mayor Brown opened public hearing on Ordinance No. 7-4-2014

There being no public comment, Mayor Brown asked for a motion to close public hearing on Ordinance No. 7-4-2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to close public hearing on Ordinance No. 7-4-2014.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion carried: 5-0

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to adopt Ordinance No. 7-4-2014.

Council Comment: None

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

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Ordinance No. 8-4-2014 - An Ordinance Naming a Currently Unnamed Alley

Mayor Brown opened public hearing on Ordinance No. 8-4-2014

There being no public comment, Mayor Brown asked for a motion to close public hearing on Ordinance No. 8-4-2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman it was moved to close public hearing on Ordinance No. 8-4-2014.

Council Comment: None

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to adopt Ordinance No. 8-4-2014.

Council Comment: None

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

Ordinance No. 9-4-2014 - An Ordinance Authorizing Acquisition of Properties Located Within Township Redevelopment Area

Mayor Brown opened public hearing on Ordinance No. 9-4-2014

There being no public comment, Mayor Brown asked for a motion to close public hearing on Ordinance No. 9-4-2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to close public hearing on Ordinance No. 9-4-2014.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to adopt Ordinance No. 9-4-2014.

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Council Comment: None

Recorded Vote: AYE: D'Andrea; DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

Ordinance No. 10-4-2014 - An Ordinance of the Township of Evesham Amending Chapter 72 of the Code of the Township of Evesham Entitled "Fees" to Add a Section for Security Deposits

Mayor Brown opened public hearing on Ordinance No. 10-4-2014

There being no public comment, Mayor Brown asked for a motion to close public hearing on Ordinance No. 10-4-2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to close public hearing on Ordinance 10-4-2014.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to adopt Ordinance No. 10-4-2014.

Council Comment: None

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

Ordinance No. 11-4-2014 - An Ordinance of the Township of Evesham, in the County of Burlington, New Jersey, Providing for the Improvements to the Township's Golf Course and Facilities and Related Expenses in and for the Township, and Appropriating \$100,000 Therefor, and providing for the Issuance for \$95,238 in Golf Course Utility Bonds or Notes of the Township of Evesham to Finance the Same.

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Mayor Brown opened public hearing on Ordinance No. 11-4-2014

There being no public comment, Mayor Brown asked for a motion to close public hearing on Ordinance No. 11-4-2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to close public hearing on Ordinance No. 11-4-2014.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to adopt Ordinance No. 11-4-2014.

Council Comment: Deputy Mayor D'Andrea clarified that the change in the cost was a reduction.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

Ordinance No. 12-4-2014 - An Ordinance of the Township of Evesham, in the County of Burlington, New Jersey, Providing for Various Capital Improvements and Related Expenses in and for the Township, Appropriating \$2,950,000 therefor, and Authorizing the Issuance of \$2,809,521 in General Improvement Bonds or Notes of the Township to Finance the Same.

Mayor Brown opened public hearing on Ordinance No. 12-4-2014

Ms. Rosemary Bernardi, 10 Halifax Court, inquired how to get on list to be considered for fund utilization.

There being no further public comment, Mayor Brown asked for a motion to close public hearing on Ordinance No. 12-4-2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to close public hearing on Ordinance 12-4-2014.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

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On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to adopt Ordinance No. 12-4-2014.

Council Comment: Deputy Mayor D'Andrea inquired of the Director of Community Development when the next phase of the sidewalk replacement program would be rewarded. Ms. Jamanow responded it would be on the agenda for the April 29, 2014 Council meeting.

Councilman DiEnna inquired if the amount in the ordinance was required to be used or could the cost come in at a lesser amount. Staff responded that the cost could come in lower.

Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

**ORDINANCES**  
**FIRST READING**

Ordinance No. 13-5-2014 - Calendar Year 2014 - Model Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A: 4-45.14)

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to introduce Ordinance No. 13-5-2014 with the earliest possible Public Hearing and Adoption Date of May 6, 2014

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

Motion Carried: 5-0.

Ordinance No. 14-5-2014 - An Ordinance of the Township of Evesham Amending Ordinance No. 6-3-2014 Facility Use Policy Relating to Sign Sponsorship

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to introduce Ordinance No. 14-5-2014 with the earliest possible Public Hearing and Adoption Date of May 6, 2014

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

Motion Carried: 5-0.

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Ordinance No. 15-5-2014 - An Ordinance of the Township of Evesham, County of Burlington, State of New Jersey Amending and Supplementing Chapter 41 of Code of the Township of Evesham Entitled "Abandoned Property"

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to introduce Ordinance No. 15-5-2014 with the earliest possible Public Hearing and Adoption Date of May 6, 2014.

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

Motion Carried: 5-0

**RESOLUTIONS**

RESOLUTION NO. 121-2014 - AUTHORIZING EMERGENCY TEMPORARY APPROPRIATION (2014-7)

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea it was moved to adopt Resolution No. 121-2014.

Council Comment: None

Recorded vote: Aye: D'Andrea, DiEnna, Hackman Zeuli, Brown  
Nay: XXX  
Abstain: XXX

Motion Carried: 5-0

RESOLUTION NO. 122-2014 - RESOLUTION TO USE ALTERNATE TAX COLLECTION - PURSUANT TO N.J.S.A. 40A:4-41 FOR USE IN THE 2014 MUNICIPAL BUDGET.

On motion by Councilwoman Hackman, seconded by Deputy Mayor D'Andrea, it was moved to adopt Resolution No. 122-2014.

Council Comment: None

Recorded vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
Nay: XXX  
Abstain: XXX

Motion Carried: 5-0

RESOLUTION NO. 123-2014 - INTRODUCTION OF THE 2014 MUNICIPAL BUDGET OF THE TOWNSHIP OF EVESHAM BY TITLE

On motion by Councilwoman Hackman, seconded by Councilman DiEnna, it was moved to adopt Resolution No. 123-2014.

Council Comment: None

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Recorded Vote: AYE: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
NAY: XXXX  
ABSTAIN: XXXX

Motion Carried: 5-0

**CONSENT AGENDA**

RESOLUTION NO. 124-2014 - RESOLUTION AMENDING CALENDAR OF MEETINGS

RESOLUTION NO. 125-2014 - AWARD OF CONTRACT PAYROLL PROCESSING AND DATA ADMINISTRATION SERVICES.

RESOLUTION NO. 126-2014 - AUTHORIZING FILING OF LITIGATION TO ALLOW APPRAISALS FOR PROPERTY KNOWN AS BLOCK 27.02, LOT 2 ("TRI-TOWNE PLAZA")

RESOLUTION NO. 127-2014 - RESOLUTION AUTHORIZING THE TOWNSHIP OF EVESHAM TO EXECUTE AN AGREEMENT WITH BURLINGTON COUNTY FOR COOPERATIVE PARTICIPATION IN THE COMMUNITY DEVELOPMENT ACT OF 1974

RESOLUTION NO. 128-2014 - RESOLUTION AUTHORIZING COMPETITIVE CONTRACTING FOR PROCUREMENT OF WEBSITE, MARKETING AND POINT OF SALE SERVICES - INDIAN SPRING GOLF COURSE

RESOLUTION NO. 129-2014 - AUTHORIZING THE SEASONAL RENT OF THE CROFT FARM FOR AGRICULTURAL PURPOSES.

RESOLUTION NO. 130-2014 - A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE RENTAL OF COST PER COPY COPIERS THROUGH THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM I-NJCP (RICOH AMERICAS CORPORATION)

RESOLUTION NO. 131-2014 - APPOINTMENT OF ZONING BOARD OF ADJUSTMENT - ALTERNATE #4, INSERTING THE NAME ANDREA LASPE

RESOLUTION NO. 132-2014 - APPOINTMENT TO EVESHAM MUNICIPAL AUTHORITY - ALTERNATE #2, INSERTING THE NAME MICHELLE HASSALL

RESOLUTION NO. 133-2014 - ESTABLISHMENT OF SPECIAL EVENT DAY - EVESHAM CELEBRATIONS FOUNDATION - TASTE OF EVESHAM EVENT - MAY 18, 2014

RESOLUTION NO. 134-2014 - CLOSING OF PORTION OF MAIN STREET FOR 2014 - TASTE OF EVESHAM EVENT, SUBJECT TO APPROVAL OF BURLINGTON COUNTY BOARD OF CHOSEN FREEHOLDERS

RESOLUTION NO. 135-2014 - ESTABLISHMENT OF SPECIAL EVENT DAY - INDEPENDENCE DAY CELEBRATION - JULY 4, 2014

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RESOLUTION NO. 136-2014 - CLOSING OF PORTION OF MAIN STREET FOR 2014 INDEPENDENCE DAY CELEBRATION, SUBJECT TO APPROVAL OF BURLINGTON COUNTY BOARD OF CHOSEN FREEHOLDERS

RESOLUTION NO. 137-2014 - APPROVAL OF FIREWORKS DISPLAY - INDEPENDENCE DAY CELEBRATION - CHEROKEE HIGH SCHOOL AND MARLTON MIDDLE SCHOOL

RESOLUTION NO. 138-2014 - AUTHORIZING THE EXECUTION OF A HOLD HARMLESS AGREEMENT WITH LENAPE REGIONAL HIGH SCHOOL DISTRICT - INDEPENDENCE DAY CELEBRATION

RESOLUTION NO. 139-2014 - ESTABLISHMENT OF SPECIAL EVENT DAY - EVESHAM HARVEST FEST - OCTOBER 4, 2014

RESOLUTION NO. 140-2014 - CLOSING OF PORTION OF MAIN STREET FOR 2014 EVESHAM HARVEST FEST, SUBJECT TO APPROVAL OF BURLINGTON COUNTY BOARD OF FREEHOLDERS

RESOLUTION NO. 141-2014 - ESTABLISHMENT OF SPECIAL EVENT DAY - HOLIDAY WINTERFEST - DECEMBER 5, 2014

RESOLUTION NO. 142-2014 - RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF PROPERTY TAXES - BLOCK 52.06, LOT 19

RESOLUTION NO. 143-2014 - REJECTION OF REQUEST FOR RELEASE OF PERFORMANCE GUARANTEE VIRTUA HEALTH CARE - (ALLIANCE ELDER CARE/CARE ONE AT EVESHAM) PHASE I - BLOCK 16, LOT 3 - ON-SITE IMPROVEMENTS

RESOLUTION NO. 144-2014 - REJECTION OF REQUEST FOR RELEASE OF PERFORMANCE GUARANTEE - VIRTUA HEALTH CARE - (ALLIANCE ELDER CARE/CARE ONE AT EVESHAM) PHASE II AND III - BLOCK 16, LOT 3 - ON-SITE IMPROVEMENTS

RESOLUTION NO. 145-2014 - REJECTION OF REQUEST FOR RELEASE OF PERFORMANCE GUARANTEE MARLTON VF, LLC (VORNADO REALTY TRUST) BLOCK 21, LOT 1.01 - ON-SITE IMPROVEMENTS

RESOLUTION NO. 146-2014 - REJECTION OF REQUEST FOR RELEASE OF PERFORMANCE GUARANTEE - VIRTUA HEALTH CARE - BLOCK 16, LOT 3 (ROUTE 70 & EVESBORO MEDFOR ROAD) - LANDSCAPING IMPROVEMENTS

RESOLUTION NO. 147-2014 - RESOLUTION APPROVING A SUBSTITUTION OF PAVING AT THE EVESHAM HOCKEY RINKS IN PLACE OF CONTRIBUTING TO THE TREE COMPENSATION FUND

RESOLUTION NO. 148-2014 - RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 105-2014 AND PROVIDING FOR A 2014 TEMPORARY GENERAL CAPITAL BUDGET AND A TEMPORARY GOLF COURSE CAPITAL BUDGET FOR THE TOWNSHIP OF EVESHAM, COUNTY OF BURLINGTON, STATE OF NEW JERSEY

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RESOLUTION NO. 149-2014 - AWARD OF CONTRACT FOR PROFESSIONAL SPECIAL LEGAL COUNSEL SERVICES - REDEVELOPMENT ACQUISITION MATTERS

MOTIONS:

Social Affair Permit: Marlton Rotary Club, October 17, 2014 at 7:00 PM - 10:00 PM - Gibson House - Beer Pouring Event

Mayor Brown called for any separations. There being no separations Mayor Brown called for a motion to adopt the Consent Agenda.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to adopt Resolution No. 124-2014 through Resolution 149-2014.

Council Comment: Councilman DiEnna remarked that Resolution 142-2014 concerned a 100% disabled veteran designation on that veteran's property tax bill. Councilman DiEnna wanted the public to know the Township honors their disabled veterans.

Deputy Mayor D'Andrea remarked that moving the Township website from a .com to an .org is the first move to enabling interaction with visitors to the site.

Recorded Vote: Aye: D'Andrea, DiEnna, Hackman, Zeuli, Brown  
Nay: XXX  
Abstain: D'Andrea (on Resolution Nos. 133-2014 through 140-2014)

Motion Carried: 5-0 (with Deputy Mayor D'Andrea abstaining on Resolution Nos. 133-2014 through 140-2014)

**PUBLIC COMMENT**

No public Comment.

**STAFF COMMENTS**

1. Manager's Report - Mr. Cromie extended his thanks to staff for the great job working on the 2014 budget.
2. Solicitors Report - nothing at this time.
3. Engineer's Report - Mr. Staszewski reported that the resurfacing of the "E" Streets will be awarded by the end of May
4. Clerk's Report - Ms. Bergh thanked the Assistant to the Manager/Recording Secretary for her help during the time without a Deputy Clerk.
5. Director - Community Development - Ms. Jamanow informed Township Council that the owners of Morrison's requested to be included in the rehabilitation designation. Township Solicitor advised Council that a resolution would be needed to be adopted requesting the Planning Board to review Morrison's eligibility in order to move forward.

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Ms. Jamanow also mentioned that the NJ Tree Recovery Program held on Saturday, April 12, 2014 had some tree seedlings remaining and that they were available at the Public Works building.

**COUNCIL COMMENTS**

Deputy Mayor D'Andrea reported that he and Councilwoman Hackman had the privilege to attend the Science Fair at Evans School. He also stated that the ribbon cutting ceremony for the new Indian Cultural Center was very well received.

Councilman DiEnna thanked the public for attending the Council meeting.

Mayor Brown thanked Monica Vandenberg, Director of Recreation and Senior Services for the advertising work at the new baseball complex. Mayor Brown also commented that he had a great day at the ribbon cutting for the Indian Cultural Center.

Mayor Brown announced the name for the new baseball/softball complex as being "Diamonds at Arrowhead Park" and stated that a scrimmage was held on the fields this weekend and it went very well. He also mentioned that the grand opening is scheduled for April 30, 2014 at 7:00 p.m., with games starting on May 3, 2014.

On motion by Deputy Mayor D'Andrea, seconded by Councilwoman Hackman, it was moved to adjourn the meeting.

Recorded Vote: Aye: All Ayes.  
Nay: XXX  
Abstain: XXX

Motion Carried: 5-0

Meeting adjourned: 8:15 p.m.

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Mary Lou Bergh, Township Clerk

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Randy Brown, Mayor

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Gloria Recigno, Assistant to the Township Manager/Recording Secretary

Submitted: April 23, 2014

Approved: \_\_\_\_\_