

**MEDFORD TOWNSHIP
COUNCIL MEETING
September 5, 2017**

The Medford Township Council Meeting of the above date was convened by Mayor Watson at 7:00PM followed by the salute to the flag and reading of the Open Public Meetings Act Statement.

COUNCIL ROLL CALL

Mr. Jeffrey Beenstock	Present
Mr. Christopher Buoni	Present
Mr. Frank Czekay	Present
Deputy Mayor Bradley Denn	Present
Mayor Charles Watson	Present

PROFESSIONALS PRESENT

Mrs. Katherine Burger, Township Manager
Mr. Timothy Prime, Township Solicitor
Mr. Tyler Prime, Township Solicitor

COMMUNICATIONS

The next regular Council Meeting will be September 19, 2017 at 7:00 PM, at the Public Safety Building, 91 Union Street, Medford, New Jersey.

MINUTES

August 15, 2017 Council Minutes
August 15, 2017 Executive Session Minutes
August 15, 2017 Executive Minutes for Public Release

Mr. Buoni abstained from voting on the above minutes.

Mr. Beenstock moved for approval of the above listed minutes, seconded by Deputy Mayor Denn with Mr. Buoni's abstention.

The motion for approval was duly made, seconded and affirmatively voted upon by all Council present.

MANAGER'S REPORT

Approval of Lindsay Caroline Trotter, EMS Member and New Firefighter, Station 252

Council approved by a voice vote of all Council present Lindsay Caroline Trotter, EMS Member and New Firefighter, Station 252.

Mrs. Burger reported a Raffle License for Impact Charity Services, Inc. on September 30, 2017 from 9:00 am to 10:00 pm at Flying W Resort, 60 Fostertown Road, Medford was approved by the Clerk's Office.

DISCUSSION ITEMS

Water and Sewer Connection Fee Audit Report –

Mrs. Burger stated the recommended water connection fee is \$4,651.00 and the sewer connection fee is \$8,655.00. Mrs. Burger stated Council approved the recommended connection fees of \$4,496.00 for a water connection and \$8,453.00 for a sewer connection via Ordinance 2016-3 in April 2016.

Council asked for an Ordinance to be prepared to reflect the fees recommended in the 2016 Water and Sewer Connection Fee Audit.

Resident request to re-landscape Woodmont Court's Center Island -

Moved to after Public Comment.

World War I Memorial Event –

Mayor Watson stated the event is November 4th and he and Deputy Mayor Denn have been attending the committee meetings.

Mrs. Burger stated the Committee is asking for the Township to provide the foundation for the monument and lighting to the monument. Mrs. Burger stated she does not have a cost at this time but is working on it. Mrs. Burger stated our Building and Grounds Foreman states it would be easy to tie in the lighting as the other monuments have lighting. Mrs. Burger stated she would like to know if Council supports it and wants her to look into it further.

Council would like to know the costs before they approve it.

PUBLIC COMMENTS

Bob Abplanalp, President Medford Commons HOA – Mr. Abplanalp stated you have what is termed a landscape application in front of Council for an island in their streets. Mr. Abplanalp stated his understanding is from a landscaping perspective the Town's position is that the residents or Homeowners Association maintain those types of islands. Mr. Abplanalp stated the Town owns them but does not maintain them the residents or Homeowners Association does. Mr. Abplanalp asked for what the landscaping application entails. Mr. Abplanalp stated if it involves the removal of a tree the residents of that court have informed him they are not in favor of removing the tree.

Mr. Buoni stated his inclination in seeing what was proposed was you have an opinion and you submitted a plan but what do your neighbors think. Mr. Buoni stated he does not know if he could support something without knowing and would require everyone to sign on who lived there.

Mayor Watson stated it should be the Homeowners Association submitting the application.

Mr. Beenstock stated they moved the discussion until after Public Comment as they understood residents were here and Council wanted input from the residents.

Mayor Watson stated if Mr. Abplanalp came as President of the Homeowners Association saying the consensus of the association as a whole want permission to take a tree down that would be something Council would consider.

Sharon Pawlak, Woodmont Court – Ms. Pawlak stated she has lived in the Commons for 23 years. Ms. Pawlak stated 3 years ago everybody on her court except one person signed a petition to have the Homeowners Association maintain the center islands. Ms. Pawlak stated everyone in her Court believed it was common ground. Ms. Pawlak stated she has a letter signed by Bob that for 40 years the residents have maintained the island and saw no reason to change the precedent that they would not maintain the island. Ms. Pawlak stated she hired an attorney to file a complaint to determine if it is common ground it is up to the HOA to maintain it. Ms. Pawlak stated it was determined that the island belonged to the Township. Ms. Pawlak stated Mr. Prime interprets the Ordinance that it is not the Township's responsibility to maintain the island. Ms. Pawlak stated other trees have been taken down with permission from the Board.

Ms. Pawlak stated she is willing to pay to landscape the island and pay for 2 years of maintenance of the island. Ms. Pawlak stated she has submitted a plan and would hope Council does not stop this beautification program because of one tree. Ms. Pawlak stated she hopes Council will let her proceed.

Michael Lesser, Woodmont Court – Mr. Lesser stated he has spoken to some of the neighbors in beautifying the Court. Mr. Lesser stated no one has an objection to Ms. Pawlak doing this and they are appreciative. Mr. Lesser stated the consensus is why cut down a beautiful tree. Mr. Lesser stated the residents want to keep the tree and are fine with the rest of the plan. Mr. Lesser stated they can put it in writing for future date if needed.

Mr. Buoni moved to close the public comment portion of the meeting, seconded by Mr. Beenstock.

The motion for approval was duly made, seconded and affirmatively voted upon by all Council present.

DISCUSSION ITEM

Resident request to re-landscape Woodmont Court's Center Island -

Mr. Buoni stated he believes it would be an over reach for Council to get involved and tell another Governing Body what to do when they are elected specifically for that purpose.

Mr. Beenstock stated there is not a consensus as they have heard from multiple residents of that Court and there is not an agreement on what to do with that tree. Mr. Beenstock stated he is reluctant as a Governing Body to adjudicate that disagreement. Mr. Beenstock stated the Homeowners Association needs to work it out and needs a consensus before Council makes a decision.

Mayor Watson stated the Homeowners Association and residents of that Court should get together and come up with a decision and the residents can see a plan. Mayor Watson stated they would need to hear from the Homeowners Association if they were going to approve anything.

BILL LIST

August 23, 2017

August 28, 2017

August 31, 2017

Mr. Beenstock moved for acceptance of the bill lists, seconded by Mr. Buoni.

The motion for acceptance was duly made, seconded and affirmatively voted upon by all Council present.

ORDINANCES FOR PUBLIC HEARING

None

ORDINANCES FOR INTRODUCTION

Ordinance 2017-12 – “An Ordinance of the Township of Medford, in the County of Burlington, New Jersey, Cancelling Certain Funded and Unfunded Appropriation Balances in the Amount of \$369,511.75 and Reappropriating \$100,000 of Said Funds For Various Improvements to Parks and Drainage”

Mr. Beenstock moved for approval of the ordinance, advertisement and set date of September 19, 2017 for public hearing, seconded by Mr. Buoni.

Roll call vote for approval as follows: Mr. Beenstock, aye; Mr. Buoni, aye; Mr. Czekay, aye; Deputy Mayor Denn, aye; Mayor Watson, aye.

Ordinance 2017-13 – “An Ordinance to Amend and Supplement the Code of the Township of Medford, Chapter 140 Thereof, Entitled “Vehicles and Traffic” to Designate and Amend Certain Speed Limits Within Schedule IX of §140-28”

Mr. Czekay moved for approval of the ordinance, advertisement and set date of September 19, 2017 for public hearing, seconded by Deputy Mayor Denn.

Roll call vote for approval as follows: Mr. Beenstock, aye; Mr. Buoni, aye; Mr. Czekay, aye; Deputy Mayor Denn, aye; Mayor Watson, aye.

CONSENT AGENDA RESOLUTIONS

Resolution 150-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 6701, Lot: 3.01, 8 Green Glen”

Resolution 151-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 3202.20, Lot: 8, 7 Knotty Oak Drive”

Resolution 152-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 302, Lot: 20, 207 Church Road”

Resolution 153-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 3703, Lot: 4, 3 Pine Blvd.”

Resolution 154-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 401, Lot: 5, Hartford Road - Rear”

Resolution 155-2017 – “Authorizing Adjustment of 2017 Property Tax Exempt Status, Block: 401, Lot: 5, Hartford Road – Rear”

Resolution 156-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 2701.01, Lot: 35, 130 Himmelein Road”

Resolution 157-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 404.31, Lot: 3”

Resolution 158-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 6409, Lot: 2.08, 5 Olde Towne Court”

Resolution 159-2017 – Authorizing Refund of 2017 Tax Overpayment Block: 906.03, Lot: 5, 8 Sycamore Drive”

Resolution 160-2017 – “Authorizing Refund of 2017 Tax Overpayment, Block: 1601, Lot: 5, Cherry Street”

Resolution 161-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 2701.13, Lot: 21, 208 Sunny Jim Drive”

Resolution 162-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 3202.01, Lot: 1.25, 10 Falls Road”

Resolution 163-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 4901, Lot: 106, 113 N. Lakeside Drive East”

Resolution 164-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 4701.02, Lot: 9, 9 Copper Crow Bend”

Resolution 165-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 404.33, Lot: 20, 8 Langport Drive”

Resolution 166-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 6201, Lot: 10, 32 Pontiac Drive”

Resolution 167-2017 – “Authorizing Refund of 2017 Tax Overpayment Block: 6501.05, Lot: 20, 16 Highbridge Blvd.”

Resolution 168-2017 – “Resolution Authorizing Execution of Memorandum of Agreement Between Township of Medford and Lenape Regional High School District Board of Education for the Provision of Crossing Guards at Lenape High School”

Resolution 169-2017 – “Authorizing a Person to Person/Place to Place Transfer of a Plenary Retail Consumption License from Taunton Forge Restaurant, LLC to Tacos El Tio Medford, LLC”

Resolution 170-2017 – “Appointments to the Environmental Affairs Advisory Committee”

Resolution 171-2017 – “Approving Request for Final Release of Maintenance Guarantee Robert Meyer Minor Subdivision, PBC 505”

Resolution 172-2017 – “Authorizing Execution of a Treatment Works Approval Application for 108 Old Marlton Pike, Block 906.01, Lot 8.01”

Resolution 173-2017 – “Approving Change Order Number 2, 2017 Water Main Replacement Project”

Mayor Watson commented and read Resolution 170-2017 “Appointments to the Environmental Affairs Advisory Committee” for the public as wording had changed in the

Resolution due to resignations from the Committee. Mayor Watson stated the residents being appointed are Paul Celia, Maria Yates and Megan Burke.

Mr. Buoni moved for approval of the consent agenda resolutions, seconded by Mr. Beenstock.

The motion for approval was duly made, seconded and affirmatively voted upon by all Council present.

EXECUTIVE SESSION

Resolution ES 09 05 2017

- a) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Redevelopment [10:4-12b.(7)]
- b) Matters Relating to Litigation, Negotiations and Attorney-Client Privilege: Burlington County Library [10:4-12b.(7)]
- c) Matters Relating to Litigation, Negotiations and Attorney-Client Privilege: 23 Holly Drive LLC v Medford Township [10:4-12b.(7)]
- d) Matters Relating to Litigation, Negotiations and Attorney-Client Privilege: Hunsinger v Medford [10:4-12b.(7)]

Mr. Buoni motioned for approval of ES 09 05 2017, seconded by Mr. Beenstock.

The motion for approval was duly made, seconded and affirmatively voted upon by all Council present.

RECONVENING OF MEETING

Mayor Watson reconvened the meeting at 8:42 PM.

ADJOURNMENT

There being no further business, Mr. Buoni moved that the meeting be adjourned at 8:42 PM seconded by Mr. Beenstock with all members in agreement.

Respectfully submitted,

Katherine E. Burger, RMC
Township Clerk