

Minutes of the Regular meeting of the Township Committee of the Township of Commercial, held on February 16, 2023, at 6:00 P.M., at the Township Hall at 1768 Main Street. Port Norris, NJ

Those Present:

Mike Vizzard	Mayor
Fletcher Jamison	Deputy Mayor
Joseph Klaudi	Committeeman
Thomas Seeley	Solicitor
Heather Miller	Township Clerk
Nick DiCosmo	Engineer

Mayor Vizzard presided and called the meeting to order with the announcement that the meeting had been advertised, it was being electronically recorded and being held in compliance with the Open Public Meeting Act.

Mayor Vizzard asked the attendees to join him in the flag salute and the Lord's Prayer.

No State Police present to give a report.

Mayor Vizzard said we will go to the meeting minutes of the previous meetings. The minutes of the re-organization meeting, January 5, 2023, Minutes of the Agenda meeting, January 16, 2023, and minutes of Regular meeting on January 19, 2023. Mayor asked for a motion to approve. Motion made by Committeeman Jamison and seconded by Committeeman Klaudi. Roll call vote, all were in favor.

Mayor Vizzard- We have the bill list for consideration as prepared by the Chief Financial Officer for the month of February. Mayor asked for a motion to approve. Motion was made by Committeeman Klaudi and seconded by Committeeman Jamison. Roll call vote, all were in favor.

Mayor Vizzard asked for the Engineers report.

Nick DiCosmo-

Port Norris, Riverfront Project phase III- We have all our permit documents submitted. I submitted our current plans to DEP today and they will be reviewing it.

Plan Endorsement- We have the presentation from the Rutgers students coming up this week.

Reconstruction of Brown Street- Still working on the closeout

Mill and overlay of Main Street – Still waiting on the agreement with the County. I believe they have everything they need now.

2023 State Aid application – I did submit a proposal for the North Ave. pedestrian path. This is to authorize our preliminary engineering fees which is 5% of the grant. It will allow us to get the survey completed and start our preliminary design. We should be able to go around the park and go down North Ave toward the school. I reached out to Doug with the County, about the intersection and the crossing there. He said if the township is on board for a four way stop at North Avenue and Highland Street, the County would support that, and they would take care of that. I think that would be safer than a mid-block crossing. He said to submit a letter of request which I can draft, and we can put on township letterhead. So, as part of that project we can do the ADA compliant curb ramps and they will take care of the signage and stripping. Maybe not this year but he said he could put it on the radar for potentially resurfacing North Avenue and improving all the stripping or this year depending on this year's schedule for resurfacing projects, he may just restripe all of North Avenue just to make it more visible for crossing.

Local Aid Infrastructure for Milbourne Drive and Dennis Lane – Start putting together the application. I have a lot of what I need. I won't need to submit a proposal for that. I look forward to getting that submitted in a month or two.

Water and Sewer for Laurel Lake- We are going to pursue through the NJ Environmental Infrastructure Trust Financing Program and the Environmental Justice Overburdened Program. So these would all be by grants or 100% forgivable loans. I do have a proposal that I sent out earlier for us to organize a meeting with the NJ Environmental Infrastructure staff, this is step one. To set up a meeting with them. I will put together some conceptual plans required for that meeting. We will discuss the details of that funding and the application process. We will provide a recommendation as to the next steps. That proposal is on for consideration.

Mayor Vizzard- I've been told that both of those proposals cannot be considered without funding approved by CFO.

Nick DiCosmo- No problem, you have them, and we will revisit them at next month's meeting. The other thing to touch on is the MS4 assignment being reassigned to tier A. Tier A has stricter requirements which translates into more cost for the municipality. At this point there have been several different appeals that have begun from several different municipalities. We did some investigations today into what we can do. The NJ League of Municipalities is taking charge in fighting this. The DEP's reasons for doing this are unjust but it will be a difficult fight. However, what the League of Municipalities is proposing to do is appeal to the NJ Council of Local Mandates. We are going to appeal to the NJ Council of Local mandates on the basis of financial hardship. Remington & Vernick is going to put together a cost comparison to show what it would cost the township to abide by the requirements of tier B verses what it would cost to abide by the new regulations under tier A. We will present that the League of Municipalities in a meeting that is supposed to happen in the next couple weeks.

Mayor Vizzard asked if we have an accurate count on how many storm drains we have in the township.

Nick DiCosmo said we do not and ironically that is something that we would be required to do under tier A. We would be required to map them which would involve sending surveyors out to map each stormwater inlet.

Tom Seeley said Greenwich has one storm drain and they are making them go to tier A.

Mayor Vizzard- Just so everyone understands what the potential cost to the township would be, there would be 10 additional ordinances that would be required. We would also have to coordinate training for all employees as well as training for a coordinator. Annual reports would need to be filed and someone would need to be responsible for keeping track of all this which would be creating another position for this. Long term impacts would be, they may require us to buy a road sweeper, cleaning of the storm drains, cleaning of the ditches, which I am for that because I can't get the County out here, right now that's their responsibility. That's just a couple of ideas as to what's involved.

Tom Seeley- I hate to refer again to Greenwich but they would be under the same requirements, and they don't have a single full time employe.

Mayor Vizzard- I am not saying I'm against tier A, what's better for the environment is better for the environment, I don't have a problem with that. What I have a problem with is they are pushing an unfunded mandate on this township. I want them to give us the funding to do this.

Nick DiCosmo- They are also implementing an unrealistic timeline for getting this done. It's 3-5 years to come into compliance. It's a major over hall.

Mayor Vizzard moved to correspondence.

Correspondence from Port Norris Historical Society requesting funds to help with utilities. The Historical Society continues to maintain and upgrade their historic facility and have increasing cost. Mayor asked what their decision will be and if approved an amount.

The committee decided on the amount of \$500. A motion was made by Committeeman Klaudi, seconded by Committeeman Jamison, roll call vote, all were in favor.

Mayor Vizzard moved to Resolutions.

RESOLUTION 2023-28

Authorizing Participation in the New Jersey Coastal Coalition (NJCC)

WHEREAS, the New Jersey Coastal Coalition (NJCC) is a 501 (c) 3 non-profit organization, incorporated in the State of New Jersey, who formed as the Atlantic-Cape Coastal Coalition in 2013 as a result of Superstorm Sandy and changed their name in early 2018 reflecting their desire to include all coastal communities; and

WHEREAS, the NJCC's mission is to build more resilient communities at the Jersey Shore by developing policies and practices that will anticipate future concerns and to create solutions to be shared by all participants; and

WHEREAS, participation in the NJCC provides Commercial Township with networking and shared resources opportunities, which can better prepare the municipality and it's residents for future flood events; and

WHEREAS, The Township of Commercial has determined it is in the best interest of the Municipality to formalize its participation and become a member of the NJCC; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Commercial, County of Cumberland, State of New Jersey, as follows:

1. The Township of Commercial hereby formalizes its desire to be an active participant in the New Jersey Coastal Coalition and directs staff to continue to dedicate time as needed towards this endeavor.
2. Copies of this Resolution shall be made available to the Cumberland County Board of Chosen Freeholders, the Cumberland County Administrator, the Cumberland County Planning Director and the NJ Coastal Coalition.

RESOLUTION 2023-29
RESOLUTION AUTHORIZING A CERTIFICATE OF REDEMPTION

WHEREAS, tax sale Certificate #776 sold to the Township of Commercial reflects against Block 54, Lots 5999 dated December 13, 1958. Said certificate was recorded at the County on November 19, 1963, in Book 650, Page 414 in the amount of \$11.80.

WHEREAS, proof of said certificate or any redemption made for the certificate could not be found in tax records.

WHEREAS, being the age of the lien and lack of documentation, the best course of action would be to issue a certificate of redemption so the lien can be cancelled on the county record.

THEREFORE, BE IT RESOLVED that Leslie Krause, Tax Collector for Commercial Township be authorized to issue a certificate of redemption for Certificate #776.

Resolution 2023-30
List of Uncollectable Taxes

I, Leslie A. Kraus, submit to you a list of taxes, which in my opinion are uncollectable. The reason as to why the taxes are uncollectable is listed below. I request that the same be

cancelled and that I am relieved of the collection thereof as required by P.L. 115 (C. 54:4-91, 91.2)

Block	Lot	Assessed Owner	Year(s)	Amount	Reason
154	302	PennyMac Loan Service	1st/2023	\$450.30	Duplicate Payment Refund Corelogic
191	2	John Nardone	1st/2023	\$2,039.86	Duplicate Payment Refund Corelogic
209	4	David Wilson	1st/2023	\$664.08	Duplicate Payment Refund Corelogic
40	5792	Kenneth & Lousia Wilford	1st/2023	\$1,367.71	Duplicate Payment Refund Homeowner

**Resolution 2023-31
Executive Session**

BE IT RESOLVED by the Township Committee to go into executive session immediately following the regular meeting to discuss litigation.

RESOLUTION 2023-32

RESOLUTION OF PREFERENCE FOR APPROVAL OF CANNABIS RETAIL LICENSE FOR PIGMENT RETAIL COMPANY, LLC, BY STATE OF NEW JERSEY CANNABIS REGULATORY COMMISSION

WHEREAS, Pigment Retail Company, LLC, is a New Jersey limited liability company that is registered and authorized to conduct business in the State of New Jersey; and

WHEREAS, Pigment Retail Company, LLC, previously met with Commercial Township and discussed their intention to apply to the State of New Jersey for a cannabis retail license at real property located within the boundaries of Commercial Township; and

WHEREAS, Commercial Township has authorized the type of cannabis retail license that is being sought by Pigment Retail Company, LLC through Ordinance 2021-606; and

WHEREAS, the issuance of a cannabis retail license to Pigment Retail Company, LLC, will not exceed any limit on the number of cannabis retail licenses allowed by Commercial Township; and

WHEREAS, Pigment Retail Company, LLC, has determined and agreed that they will utilize real property located at 7067 Sockwell Rd, Commercial Township, New Jersey, for the operation of a retail cannabis sales facility. It has been determined that the aforementioned real property is properly zoned for such use and will not require the granting of any zoning variances or zoning changes in order for the cannabis retail sales facility to be operational. In the event that Pigment

Retail Company, LLC, and Commercial Township mutually determine that another real property location in Commercial Township is better suited for the placement of the cannabis retail sales license contemplated herein, such property may be utilized for that purpose without further resolution of the Governing Body of Commercial Township.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of Commercial Township hereby demonstrates its preference for approval by the State of New Jersey Cannabis Regulatory Commission of the application for a cannabis retail sales license that is to be filed by Pigment Retail Company, LLC.

CERTIFICATION

I, Heather Miller, Clerk of the Township of Commercial hereby certify that the foregoing is a true and accurate copy of a resolution unanimously adopted by the committee at their regular township meeting held on February 16, 2023, at 6:00 P.M., at the Township Hall, 1768 Main Street, Port Norris, NJ

Mayor asked for a motion to approve Resolutions 2023-28 through 2023-32.

Committeeman Jamison made a motion and was seconded by Committeeman Klaudi. Roll call vote, all were in favor.

Mayor Vizzard stated that after the public portion, the meeting will be closed to the public for an executive session.

Mayor Vizzard moved to the second reading and adoption of Ordinance.

2023-614

Calendar year 2023

Ordinance to Exceed the Municipal Budget Appropriations Limits and to Establish a Cap Bank

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Committee of the Township of Commercial in the County of Cumberland finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Committee hereby determines that a 1% increase in the budget for said year, amounting to \$ 26,235.26 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Committee of the Township of Commercial, in the County of Cumberland, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Township of Commercial shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 91,823.41, and that the CY 2023 municipal budget for the Township of Commercial be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with the said Director within 5 days after such adoption.

Mayor Vizzard asked for a motion and a second to open the meeting to the public. Motion was made by Committeeman Klaudi and seconded by Committeeman Jamison.

Mayor Vizzard asked if there was anyone from the public that wished to ask question or comment of ordinance to exceed the budget appropriation limits and establish a Cap Bank. With none, Mayor asked for a motion and second to close to the public. Motion was made by Committeeman Klaudi and seconded by Committeeman Jamison. Mayor asked for a motion to adopt. Motion was made by Committeeman Jamison and seconded by Committeeman Klaudi. Roll call vote, all were in favor.

Mayor Vizzard said we have an Introduction of an Ordinance, Ordinance 2023-615. An Ordinance Amending Ordinance 2022-609 providing for the use of funds for the Township Municipal Building Renovations. Second reading and adoption is scheduled for March 16, 2023. After second reading and adoption, bid for Building renovations can be awarded. Motion was made by Committeeman Jamison and seconded by Committeeman Klaudi. Roll call vote, All were in favor.

Mayor moved to Reports from Officials.

Committeeman Klaudi – Mike and I will be appearing before the County Commissioners next Tuesday, trying to get funding for the Mauricetown Riverfront park repairs.

Committeeman Jamison said I believe Senator Booker’s office Is still looking into some funding to help with the park.

Mayor Vizzard asked for a motion to open the meeting to the public. Motion was made by Committeeman Klaudi and seconded by committeeman Jamison.

Mayor Vizzard asked for a motion to open the meeting to the public. Committeeman Jamison made the motion and was seconded by Committeeman Klaudi.

Emmett Vandergrift- In regard to the resolution passed tonight for the retail, I wanted to give you an update on where we are with the previous two resolutions you adopted. As of the first week of March, we received the conditional conversion approval of our conditional use permits. As of last April, Pigment Holdings was awarded the manufacturing and cultivation permits. We were then given a period of time to complete the actual application and convert it and just from a statistical point of view, so far the state had received 1,538 applications of which 375 were deemed social equity applicants which is what we were given this area and of those 375, and of the entire 1,538 applications, 248 were given conditional approval. So far of the 248, 9 have succeeded in converting from condition to annual and we just made the 10th and 11th. As of February 22nd, we were able to pursue the retail license. So, we would be able to Manufacture, cultivate, process and sell retail all in one entity in this town. Per the resolution we requested for today, we put that the retail property would be located at our current parcel, which is on Sockwell Rd. and in that regard, the wetland delineation is scheduled next week. Initially the license allowed us to build up to 100,000 square feet of indoor cultivation so as it stands right now, given the area in regard to DEP, our conversations with them have told us that we cannot exceed 3% of impervious surface coverage. That will allow us to go up to 50,000 square feet of a total footprint with 25 to 30,000 square feet of canopy. The idea is we would be able to maintain our tier size which would permit up to 250,000 square feet we would just have to do it in two or three buildings. With that, we do intend to incorporate the retail component build into that. We are currently in the process of putting into a contract the old tombstone pizza restaurant in the Laurel Lake area, so that is the intention for where the retail location would be. Ideally if we can't do that, just to mitigate with traffic and the people coming in and out, if there were to be a retail location on Sockwell, we intend to limit the operational hours and focus heavy on, online purchases and pickups and offer above and beyond for home delivery. There are two residential properties on that street but it's basically a dead-end street. With all three of these licenses, with the cultivation license we are to give 1% of our gross profit back to the community. With the Manufacturing license we are to give 2% of that gross profit and with the retail license we are to give 3%. If the township was able to provide a list of projects you are looking to allocate funds to, we can kind of have a punch list we can go down. We also went out to the historical society 3 or 4 months ago and we proposed a partnership of sorts. We are currently partnered with Stockton University, so we will be hosting their cannabis minor interns. We are also partnered with the NJ re-entry corporation so as the state selects their re-entry candidates, we work along side a Stockton intern, the idea is we are setting up a scholarship fund so that the re-entry candidates start earning college credits and come out with a degree. We have suggested to the historical society, if they select one historical property a year, we would contribute funding for renovations to rehab those properties. In closing we will get the numbers for what we will be able to generate in terms of the revenue we could give back. I would suggest this too, there is a social equity tax that will be applied for every ounce of cannabis that is sold between businesses. Currently, it's 1/3 of 1% of the wholesale price of cannabis. Right now it's \$1.52 per ounce. That will go into a fund which right now it says will be decided by the lawmakers how that is

allocated, and it's supposed to go back to the community that were impacted. We have inquired as to where exactly that funding will be allocated to. As soon as the delineation impact study is complete, that will be sent to the DEP, then we will be submitting zoning and building permits to which we can finalize with the state and get going. I anticipate if all goes well with the DEP, we should begin building at the end of April and beginning of May. In regard to utility we are working with Atlantic City Electric and SJ Gas as well as a separate contractor called Ingenics, as of right now, the electric company says that we have 2 megawatts available without having to do much change to its availability. Within 18 months we should be able to have 9 megawatts, but they would have to make an adjustment to the closest substation that would probably cost about 4 million. We are working with them to split the cost. Within 2 years we would put in a request for a total of 40 megawatts which they say would be about 38 million. We are still waiting on the bid to see what they will actually cover. The idea is they are suppose to be opening up the grid not just for our usage but for us to have the ability to open up a large scale solar not just for our project but also for the school. We actually proposed the possibility of city water and sewer. They said the easiest thing to do is for Laurel Lake to tie into Millville but we are supposed to get a quote for what it would be for everything but they were a little reluctant.

Nick DiCosmo said our biggest challenge right now is the Mauricetown Park.

Emmitt Vandergrift- With the NJ Economic Development Authority just approved 10 million in grants for Social Equity applicants so we will be able to get \$250,000 for each license so with the retail, we will be able to get close to a million dollars in grants. That is allowed to be contributed towards consulting and early construction phases so that may be able to go to roadways, again if we get a punch list. We want to make an impact here, I live here, my kids go to school here.

Mayor Vizzard thanked Mr. Vandegrift for the update.

Jim D'Ambrosio- I just want to let everyone know, I am a fire commissioner for District III. This Saturday is our elections from 2-9pm at the fire house. If anyone has questions, I can answer them the best that I can. This year was a struggle, In 20 years I never had this much trouble trying to balance a budget. This year was difficult with the cost of fuel and supplies. We had to increase taxes this year and we tried not to. We pulled money from the fund balance to try and offset it but we had an increase of \$21,850.00 in taxes for fire district III this year. Unfortunately, fuel costs increased \$17,000 this year. We didn't see it coming, we had already done our budget for the past year and fuel costs went up and we just ate it.

Mayor Vizzard- I like the rescue squad so I think it's a good thing to try and keep funded. The rescue squad is an important thing for this area so we'll do our best to keep things funded.

Edwin Soto, 452 Petunia Place- I was here a couple months ago and I bought a lot. An inspector came in and as you know, I purchased the property to get rid of all the problems we had and I just raise one question and no one gave me the answer, the lot wasn't completely cleaned up but its ok but now all the neighbors are throwing garbage everywhere and it's piling up on this empty lot which is something I'm supposed to keep cleaned up and I will if that's the case. But the problem I have is by keeping it clean and now the inspector can say and he is doing

a very good job like he always does and I asked him what am I going to do, there is three lots here and I'm going to keep them clean but I can't park my cars, I can't put a tent, I can't do nothing so what am I going to just have a lot that I keep clean for the beauty of the city and pay taxes. I need to know if this is the case because I don't see the gain of having the property. I'm paying for something that is no use to me.

Mayor Vizzard- Let me try to understand what you're saying. Your asking if you keep the trash off the property, are you allowed to park your cars on it.

Edwin Soto- Yes if I can use the property for something.

Mayor Vizzard- Lets go back to the trash issue. You're saying other people are throwing trash on the property?

Edwin Soto- Every neighbor around especially the Chris guy on the corner which is the problem that was there, he keeps throwing garbage pieces on there and other neighbors are throwing couches and tables, all kinds of furniture, pushing it over onto this property and I can't watch it 24/7. I can clean it up, that's no problem, I have a backhoe and a trailer. As a citizen, I want to keep things clean but I cannot tolerate that every time I turn around I come back and it's full again. But the question is, if I'm going to keep it clean, and go threw all this hassle, I can put a fence if you guys want me to do that, but what am I going to do with an empty lot I can do nothing with.

Mayor Vizzard- I don't see a problem with you parking a car on that lot, I don't have a problem with that and I don't see why that would be a problem. However, you can't have tents. You can't have tents on there, or a camper on there, I mean, you can't do that.

Edwin Soto- Another reason, the second reason is I have the property next door. We come there from Thursday to Sunday to stay over the weekend. I like this area. We like to come away from the city, this is perfect for us but then I have family members coming over and I say to them, I don't know if you can park there. They can't park there; they can do nothing I mean why am I going to have an empty lot I can do nothing with, I don't know.

Mayor Vizzard- If it's your lot and you have company coming over, and you have a family party going on, people can park their cars on your lot, it's your lot. There is nothing wrong with that.

Edwin Soto- But that is not the answer I am getting from everybody. But that is the reason I like to come straight to the board people who runs the city.

Mayor Vizzard- Now if you are going to run a used car lot out of that lot, that's a problem.

Edwin Soto- No it don't go that way, its just they come and stay the weekend and that's it. I can keep it clean, that's not a problem and I can fence it up. I don't want the inspector to say listen you can no park cars here and here's a ticket, I cannot do that.

Tom Seeley- If they are registered....

Edwin Soto- Oh yes, they are all registered.

Mayor Vizzard- If you have people that move in with you, and they are parking their cars there all the time, that's going to be an issue.

Edwin Soto- Basically, there is nobody living there. No one lives there. We come there on Thursdays and leave on Sundays.

Mayor Vizzard- If you have family coming over for a family get together, It's your property, if you want people to park on it, park on it.

Edwin Soto- I already said it. We live in the city and need to get away, that's all we are doing. I find a good place, the neighbors are not. They have rubber necks, they always watching.

Tom Seeley- That's the problem with coming to the country, in the country, their rubber necks.

Mayor Vizzard- The biggest problem I have right now is people dumping on your property. Do you have any kind of camera?

Edwin Soto- Yes, I do.

Mayor Vizzard- Set it up.

Edwin Soto- They are set up and everything else but it doesn't matter because they are trespassing and stealing, that is all taken care of.

Mayor Vizzard- Try to catch them. Its not fair to you to have to go and clean up somebody else's trash.

Tom Seeley- If you catch them report it to the officials and they will take the report.

Edwin Soto- We have done that and it's going to court but it's been going on for 12 months it's been going on back and forth, it's a long history. I say to the inspector, I need your help. This person, he understand it, he said to me, Why I'm going to do something to you, when you are the victim, all the time and you trying to get the town going.

Mayor Vizzard- Well that's how I look at it too. You're keeping the property clean and we are appreciative of that and I just don't think that it is fair that somebody else is going to throw trash on your property.

Edwin Soto- Yes, I keep that property clean, I want a greenhouse, green grass, you know that's the way I like to see it, flowers.

Committeeman Klaudi- Hopefully once you do that some of the neighbors will step up and clean their properties.

Edwin Soto- We have been doing that a year and it hasn't done much good. Thank you for listening.

Mayor Vizzard- Thank you for coming. Anybody else? Seeing no other people from the public wishing to speak, can I get a motion to close.

Committeeman Klaudi made the motion and was seconded by Committeeman Jamison

Mayor Vizzard- We are now closed to the public. At this time, we are going to go into executive session. I am asking that everyone leave the room. You can wait out in the foyer and if you want to come back in to hear what happens, you can come back in after the executive session.

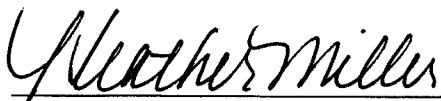
When the meeting was set to reconvene, Mayor Vizzard went out and invited anyone waiting outside to re-join the meeting.

Mayor Vizzard asked for a motion to re-open the public meeting. A motion was made by Committeeman Jamison and seconded by Committeeman Klaudi.

Solicitor Seeley- As a summary of what was discussed at the executive session. There is what is seems to be a lawsuit which tries to name the Township and the Township Committee as defendants which really doesn't fit to the procedures that the court requires which would be an amended complaint but this is a motion to add defendants that were never a part of the original suit. So, the discussion was, what to do with that. The JIF which is our insurance for the township was provided with the information even though like I've said it wasn't procedurally correct, they are going to give their opinion to whether or not we have coverage. At this time, I am just going to attend the status conference on Friday but do nothing else at this time to answer because I don't believe what was filed deserves an answer.

Mayor Vizzard asked if there were any additional considerations. Seeing none, asked for a motion to adjourn. Committeeman Klaudi made the motion and was seconded by Committeeman Jamison.

Respectfully Submitted,



Heather Miller
Township Clerk