

Egg Harbor Township Committee Executive Closed Session
Egg Harbor Township Municipal Building
H. Robert Switzer Courtroom

Meeting of August 17, 2022
Pursuant to Resolution No. 378-2022
MINUTES

Mayor Hodson called the closed session portion of the meeting to order at 7:30 p.m. Present were Committee Members Cafero, Ellis, O'Donoghue, Deputy Mayor Pfrommer, Mayor Hodson, Deputy Township Administrator Mayfield, Township Solicitor Friedman, and Township Clerk Tedesco.

The governing body recessed, reconvening at 7:42 p.m. to the closed session.

LITIGATION

Sale of Township Property; Block 2206, Lot 10

Administrator Markulic stated this property is located on Fabian Avenue. The applicant is an adjoining property owner and previously requested to purchase this property. Past requests were denied by former Township Administrator Miller over his concern that the property could be subdivided into multiple lots. Township Solicitor further explained that Administrator Miller was opposed to selling properties which could be subdivided because of the potential negative tax affect if those lots were sold to families with school age children and the cost to educate students. Following a brief discussion, Township Committee members agreed to sell the property with a condition of sale restricting any subdivision of the property to two (2) lots.

Longport Dispatch Shared Services Agreement

Administrator Markulic advised this agreement is up for renewal. She explained that the contracts with Linwood and Northfield were raised three (3) percent and asked if Township Committee wanted keep Longport's rate in line with the other two (2) municipalities. Township Committee agreed to maintain the same increase for all three (3) municipalities.

Bayport Condominium Municipal Services Agreement

Solicitor Friedman provided a status update on settlement negotiations. Solicitor Friedman has proposed an offer of approximately \$15,000 to cover services for the period from 2008 to current. Additionally, he has developed a formula for future services including electric costs for five (5) street light standards and reimbursement for private snow plowing services. The annual reimbursement cost for these services is approximately \$2,000. Mr. Friedman advised that these terms appear to be satisfactory to Bayport Condominium and Township Committee expressed no objection.

Harbor Landings Municipal Services

REDACTED – Not Released - Open Public Meetings Act, P.L. 1975, Chapter 231

Dagit Litigation

Solicitor Friedman reported that Mr. Dagit has shortened the dock, but has not yet provided the new property owners attorney with a copy of the settlement agreement as required by the terms of the agreement. Once that requirement has been met, payment may be issued to Mr. Dagit and the township can proceed to sell the lagoon and bulkhead.

EHT PAL PRESCHOOL

Administrator Markulic advised that a CBDG grant has been secured and will be used to correct the flooding/drainage issues at the former PAL Preschool on Tilton Road. Ms. Markulic remarked that the Egg Harbor Township Board of Education previously requested to use this property, but have not yet determined their proposed use. This morning, Ed Bertino requested to purchase or lease this property for the Egg Harbor Township Law Enforcement Activities Program (LEAP). Solicitor Friedman suggested that both entities submit their proposed uses for this location for Township Committee's review and decision based on the best option for the township.

Committeeman O'Donoghue left the meeting at this time.

PERSONNEL

PBA Grievance

Administrator Markulic provided an overview of the current hiring requirements. Ms. Markulic explained that in order to be eligible apply for a promotional test, applicants must possess a four (4) year college degree. Ms. Markulic explained that two (2) officers who previously tested for a promotion were subsequently deemed ineligible in 2016 due to the change in the requirements. The Police Benevolent Association (PBA) did not support a grievance at that time. On July 7, 2022, Officer O'Donoghue applied to take the Sergeant's test scheduled for September 7, 2022. Chief Hughes deemed Officer O'Donoghue ineligible to take the test as he does not possess a four (4) year college degree. Officer O'Donoghue filed a grievance on July 14, 2022 and he was again deemed ineligible to apply for the Sergeant's test based on the current education requirements. Administrator Markulic reported that Officer O'Donoghue filed a second grievance today. After a brief discussion, Township Committee expressed concern over potential litigation if an exception was made to the current policy. Administrator Markulic advised that if the second grievance is denied, then the matter would go to the Township Committee or their designee. If it was decided that Officer O'Donoghue did not qualify, the matter would then go to the Police Benevolent Association (PBA). Township Committee directed Administrator Markulic to act as their designee if necessary.

There being no further business, motion Pfrommer second Ellis the meeting was reconvened to the public session at 8:17 p.m. All members present voted in the affirmative.

Eileen M. Tedesco, RMC
Township Clerk

These minutes approved at the September 7, 2022 Township Committee meeting.
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