

Tabernacle Township Committee Minutes of January 25, 2016

Mayor Stephen V. Lee, IV called the special meeting to order at 7:00 p.m. followed by the Flag Salute.

Sunshine Notice: This meeting was called pursuant to the Open Public Meetings Act. This special meeting of January 25, 2016 was sent to the Central Record, Burlington County Times and Courier Post. Posted on the bulletin board in Town Hall and has remained continuously posted as the required notices under the statute. In addition, a copy of this notice is and has been available to the public, and is on file in the office of the Municipal Clerk.

Roll Call Those in attendance were:

Governing Body

Joseph W. Barton, Township Committee
Kimberly A. Brown, Township Committee
Richard J. Franzen, Township Committee
Joseph Yates, IV, Deputy Mayor (**Absent**)
Stephen V. Lee, IV, Mayor

Administrative Team

Douglas Cramer, CPWM, Administrator
Terry Henry, Chief Finance Officer
Dan Guzzi, Township Engineer
La Shawn R. Barber, RMC, Municipal Clerk



Moment of Silence: Mayor Lee spoke of the members who perished this past weekend during the storm as our country experienced approximately sixty deaths over a period of seven or eight days. We are very fortunate here in Tabernacle, but wanted to observe a moment of silence to recognize those folks.

Public Comment. Mayor Lee opened the meeting up to the public regarding agenda items.

- ✓ Stuart Brooks, Moores Meadow Road, questioned the process of public comments during meetings.
- ✓ Fran Brooks, Moores Meadow Road, thanked the Committee for the agenda postings on the website, questioned an item on the bill list and spoke about the process of public comments on the agenda.

Closed to the public.

Approval of Bills. On a motion made by Ms. Brown, seconded by Mr. Franzen, the bills were ordered paid. Mr. Barton questioned the bills for internet service at the community services building and heating fuel service deliveries for the emergency services building.

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

Approval of Minutes

December 30, 2015 (Close-out & Executive Session). Motion made by Ms. Brown, seconded by Mr. Barton. Ms. Brown made a few housekeeping corrections not changing substance or form

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

January 4, 2015 (Reorganization). Motion made by Mr. Franzen, seconded by Mr. Barton.

Roll Call: Barton, Franzen, Lee Ayes: 3 Nays: 0 Absent: 1 Abstain: Brown Motion carried.

January 4, 2016 (Workshop & Executive). Motion made by Mr. Franzen, seconded by Mr. Barton.

Roll Call: Barton, Franzen, Lee Ayes: 3 Nays: 0 Absent: 1 Abstain: Brown Motion carried.

Resolutions

**RESOLUTION 2016-29
APPROVING FULL TIME CONSTRUCTION CODE OFFICIAL APPOINTMENT**

WHEREAS, Thomas Boyd has been serving in the capacity of Acting Construction Code Official by virtue of Tabernacle Township Resolution 2015-154 since a (60) sixty day temporary appointment on November 9, 2015; and

WHEREAS, the Township Committee has since become aware of the need to fill this position permanently and desires **Thomas Boyd** to be appointed as Construction Official.

WHEREAS, Thomas Boyd satisfies all of the requirements, certifications and licensing requirements specified under N.J.S.A 52:27D-126 and N.J.A.C. 5:23-5.1 and the Township is satisfied with his qualifications performing the statutory duties of a Construction Official.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle, in the County of Burlington and State of New Jersey this 25th day of January 2016, as follows:

1. Thomas K. Boyd is hereby appointed as full time Construction Code Official for the Township of Tabernacle with a salary in accordance with the Township's Salary Ordinance.
2. Thomas K. Boyd is also appointed as the Zoning Officer, Code Enforcement Officer, Building Subcode Official, Fire Protection Inspector and will be responsible for the duties of the Shared Service Title of Construction Official, Building Subcode Official, Building Inspector, Fire Inspector and Code Enforcement Officer.
3. This appointment is effective on January 25, 2016 and shall be for a term of (4) years, as per State statute.
 - **On a motion made by Mr. Franzen, seconded by Mr. Barton, Resolution 2016-29 was offered for adoption.**
 - Mr. Franzen said that he finds Mr. Boyd to be pleasant, helpful and a welcome addition to the Township.
 - Ms. Brown spoke of receiving a report from residents who worked with Mr. Boyd being qualified and very knowledgeable.
 - Mayor Lee spoke of Mr. Boyd being a good addition to the Township having lots of knowledge and different arenas. He has gotten his feet wet very quickly within the first weeks of being here. This is a four year appointment, commencing on 25th January, 2016.

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

**RESOLUTION 2016-30
APPROVING TEMPORARY APPOINTMENT FOR PLUMBING SUBCODE OFFICIAL**

WHEREAS, Thomas K. Boyd has been serving in the capacity of Plumbing Subcode Official since the recent resignation of John Holroyd December 2015; and

WHEREAS, the Township of Tabernacle is satisfied with his qualifications performing the statutory duties of an Plumbing Subcode Official; and

WHEREAS, the Township Committee has since become aware of the need to fill this position permanently and desires to appoint **Thomas K. Boyd** to be appointed as **Plumbing Subcode Official**.

WHEREAS, funds are available for payment of his salaries in the 2016 Tabernacle Township budget at a bi-weekly salary of \$173.08, plus shared service bi-weekly salary \$101.48.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, that **Thomas K. Boyd** be temporarily appointed (60) sixty days as **Plumbing Subcode Official, effective January 25, 2016.**

- **On a motion made by Ms. Brown, seconded by Mr. Franzen Resolution 2016-30 was offered for adoption.**

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

**RESOLUTION 2016-31
REDEMPTION OF MUNICIPAL TAX LIEN**

WHEREAS, the Tax Collector has received full payments for Municipal Tax Sale Certificates held by Tabernacle Township; and

WHEREAS, the Tax Collector has recommended that the following Municipal Tax Sale Certificate be cancelled:

Certificate Number	Block/Lot	Payment Received
#11-00005	503.01/4.03	\$17,705.05

Certificate Number	Block/Lot	Payment Received
#15-00026	1001/23.02	\$4,384.51

And;

WHEREAS, the Tax Collector has recommended that this aforementioned tax sale certificates be redeemed as per Township lien placed on the block and lot.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle, in the County of Burlington, State of New Jersey, that the tax sale certificates be cancelled.

BE IT FURTHER RESOLVED that the Mayor is authorized to sign it, and Township Clerk is authorized to forward a copy of this Resolution to the Tax Collector.

- **On a motion made by Ms. Brown, seconded by Mr. Barton Resolution 2016-31 was offered for adoption.**

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

**RESOLUTION 2016-32
REFUND OF REGISTRATION FEE FOR BLOCK 803.01, LOT 20.13**

WHEREAS, Safeguard Properties, LLC, a registered agent for their client HSBC Mortgage Services, who is the previous registrant of record for the property that had applied and paid for a vacant abandoned property permit for Block 803.01, Lot 20.13, located at 233 Oakshade Road; and

WHEREAS, the property has been registered in error and Safeguard Properties respectfully requests a refund of the \$500.00 registration fee; and

WHEREAS, the Construction Official has approved said request and desires to seek approval for a refund from the Township Committee.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in County of Burlington, State of New Jersey, approve said request for refund of \$500.00, payable to Safeguard Properties, LLC, 7887 Safeguard Circle, Valley View, OH 44125.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Construction Official.

- **On a motion made by Mr. Franzen, seconded by Mr. Barton Resolution 2016-32 was offered for adoption.**

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

**RESOLUTION No. 2016-33
GRANTING RAFFLE LICENSES TO THE CHURCH OF THE HOLY EUCHARIST**

WHEREAS, the Church of the Holy Eucharist has filed applications with the Township Committee for raffle licenses to conduct raffles, and the applicant has paid the proper fees for said licenses; and

WHEREAS, the Township Committee of the Township of Tabernacle believes that said applicant is qualified to conduct the raffles are bona fide active members of said organization and that the raffle will be conducted in accordance with the New Jersey Administrative Code 13:47; and

WHEREAS, the following raffle licenses are requested on the dates and during the hours listed:

RA: 2016-01	DAILY 50/50 (ON-PREMISE)	APRIL 10, 2016 * 1:00 PM TO 5:00 P.M.
RA: 2016-02	CHINESE AUCTION (ON PREMISE)	APRIL 10, 2016 * 1:00 PM TO 5:00 P.M.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tabernacle, in the County of Burlington and State of New Jersey, as follow:

1. That the Township Committee hereby approves the issuance of the aforementioned raffle license.
 2. That the Township Clerk is hereby authorized to issue said license on behalf of the Township of Tabernacle.
- **On a motion made by Mr. Barton, seconded by Mr. Franzen Resolution 2016-33 was offered for adoption.**
- Doctrine of Necessity was invoked allowing the members to vote if any conflict that would normally result in voting on the Holy Eucharist matters as a number of the members of the Committee are members of the parish.

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

RESOLUTION 2016-34

RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following locations of Tabernacle Township:

- **72 Woodside Drive, Block 202.03, Lot 20.01;**and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1. The Township Engineer shall be notified at least 48 hours in advance on any construction.
2. All asphalt paving openings must be restored with the following specification:
 - a) Two inch (2") thick, Hot Mixed Asphalt (HMA) 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
 - b) Six inch (6") thick, HMA 19M64, stabilized base course.
 - c) 20:1 sand/cement subbase.
 - d) Provide tack coat on all surfaces before paving.
3. All non-asphalt pavement restorations (i.e. lawns, etc.) shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4. Inspection escrow must be posted with the Township before start of construction.
5. The applicant must provide all outside agency approvals, as required.
6. SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify the contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc.) along with landscaped areas.
7. SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
8. SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.

9. Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of construction, but when open cutting of trenches occurs during construction of the project, the contractor will make every effort to keep disturbance to a minimum.
10. SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
11. All Township roads and paved driveways must use bore method of installation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas service.

BE IT FURTHER RESOLVED that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets.

- **On a motion made by Mr. Barton, seconded by Mr. Franzen Resolution 2016-34 was offered for adoption.**

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

Motions

- **Authorize Administrator to advertise and hire additional snow plow drivers.**

Motion made by Ms. Brown, seconded by Mr. Franzen.

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

- **Authorize Administrator to advertise for the position of Tax Collector.** (Suzy is retiring in April).

Motion made by Mr. Franzen, seconded by Ms. Brown. Mr. Cramer indicated that Suzy also performs the position of Deputy Treasurer. Also spoke of his desire to add a qualified purchasing agent to the position as it would be helpful on the number of projects for the bid process. Mr. Franzen amended his motion to include Tax Collector, Deputy Treasurer and QPA preferred. The motion was seconded by Ms. Brown.

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

- **Authorization for Aerial Mosquito Control.**

Motion made by Ms. Brown, seconded by Mr. Franzen to authorize aerial mosquito control spray in Tabernacle Township. Mr. Cramer will talk to the County about giving advanced notice to our residents.

Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

- **Parade Permit – South Jersey Enduro Riders Annual Curly Fern: Event Date: March 20, 2016.**

The Municipal Clerk asked that this permit be tabled because our JIF representative was not satisfied with their adequate insurance that was provided.

Motion to **table** was made by Ms. Brown, seconded by Mr. Barton.

Roll Call: All in favor: Ayes: 4 Nays: 0 Absent: 1 Motion carried.

Public Comment

Stuart Brooks, Moores Meadow Road, asked for an explanation of the Verizon issue in which they pulled out of municipalities and how much revenue was lost. Mr. Brooks commented on the structure of public comments on the agenda.

Fran Brooks, Moores Meadow Road, thanked the Municipal Clerk and the Committee for posting the agenda and attachments as well as the notice for the budget meeting. Ms. Brooks spoke of being confused about Mr. Barton's question regarding the fuel delivery on the bill list, questions the work of the part-time office assistant and questioned when the position for Tax Collector will be filled.

Closed to the public.



Report of the Township Engineer



Re-Bid 2015 Park Project Phase II - Mr. Guzzi spoke about the re-bid park project for dug-out installations at Pricketts Mill and Patty Bowker Park. Bids should be received on February 10, 2015 for consideration.

Report of the Township Administrator

Verizon – Mayor Lee directed Mr. Cramer to provide the Verizon information and revenue loss to Mr. Brooks by email.

Thank you – Mr. Cramer expressed his gratitude to the Public Works Department, Col. Lowe, CERT Team, Fire Company, Rescue Squad and Hampton Fire Company for their various assistance during the snow storm event.

EPL Training – Mr. Cramer reminded the members of the Governing Body of the Elected Official's Training Seminar which is also available online through May 1st. Ms. Brown and Mr. Lee will do their training online.

Report of the Township Solicitor

Bud Court / Pagliuso – The Performance Guarantee was pulled as a result of Mr. Pagliuso's inability to complete the paving after multiple discussions over the years. The Township Committee made the discussion to make a claim against the bond. While we were delayed because of a bond reduction not originally taken into consideration, Investors Bank has paid the site draft for \$92K and change on the performance guarantee and the money is now in the possession of the Township and we can make plans to get the roadwork finished.

Mr. Guzzi spoke of the earliest to go out to bid would be in the Spring of 2016. You would not want to schedule any paving in the beginning of April. Motion was made by Ms. Brown, seconded by Mr. Franzen to authorize Guzzi Engineering to go out to bid to finish roadwork on Bud Court.

Roll Call: All in favor: Ayes: 4 Nays: 0 Absent: 1

Tree Trimming - Mr. Cramer reported that after February 15th Atlantic City Electric is coming into the neighborhoods starting on the Westside of town moving east doing tree maintenance in the streets along the rights-of-way. They may trim some if you have overhead lines running into your house, but they will contact you directly if they are coming onto private property.

Report of the Township Committee

Ms. Brown thanked the Department of Public Works for their hard work and our roads look great. It is interesting to note that our schools could have opened today; however we work together as a community with Lenape District because of schedules and calendars, so we were closed today because other towns were not ready to open. There will be a two hours delay tomorrow also because other municipalities are not as fortunate as we are to have our roads clear. We appreciate it.

Mr. Franzen addressed the weekend storm and thanked everyone. Col. Lowe updates on the OEM Facebook sight was helpful and glad that he did it. Again, we do such a good job here that it is all over Facebook media.

Mr. Barton repeated the good work that public works, EMS, Fire department, OEM and CERT. Both of the facilities were well staffed on Saturday. Doug Cramer was thanked for his leadership in the cleanup; he does a lot more than just lead these guys and spotted in the frontend loader.

Mr. Barton spoke about the Township not experiencing any major outages related to this storm and has always endorse and encouraged Atlantic Electric to trim back the trees as hard as they can. The BPU has oversight over Atlantic Electric and obligated once every four years to cut the trees.

Mayor Lee reported that Deputy Mayor Yates wanted him to express that he is in the process of compiling a report from the sub-committee regarding emergency services.

Mayor Lee spoke of how blessed and tremendously proud he felt for Tabernacle's great emergency system combined with Public Works.

Mayor Lee announced that Mr. Perri will attend our next February 8th meeting for recognition for his years of service.

Mayor Lee spoke about a Municipal Court request to move their first court session to 8am, effective March 1st.

There were no objections by the members of the governing body; however, Mr. Barton suggested designating parking spaces for regular business during the morning hour for residents.

- Motion was made by Mr. Barton to have Mr. Lange to prepare an ordinance to designate parking spaces. The motion was seconded by Ms. Brown.

Roll Call: All in favor: Ayes: 4 Nays: 0 Absent: 1

Executive Session Resolution

Whereas, the Governing Body wishes to discuss litigation matters related to Brooks vs. Tabernacle Township. Pursuant to N.J.S.A. 10:4-12(B) (7) this matter will be discussed in a closed session from which the public shall be excluded. **Closed to the public.**

- Motion was made by Ms. Brown at 8:35 p.m. seconded by Mr. Franzen.

Roll Call: All in favor: Ayes: 4 Nays: 0 Absent: 1

Reopen.

Adjournment

Motion made by Ms. Brown, seconded by Mr. Barton. The meeting was adjourned at 9:25 p.m.

Roll Call: Barton, Franzen, Yates, Lee Ayes: 4 Nays: 0 Absent: 1

Respectfully submitted:

La Shawn R. Barber

La Shawn R. Barber, RMC/CMR
Municipal Clerk

Approved: 02/22/2016