

**TABERNACLE TOWNSHIP COMMITTEE
MINUTES OF DECEMBER 28, 2017**

Mayor Stephen V. Lee, IV called the regular meeting to order at 7:30 p.m. followed by the Flag Salute.

Sunshine Notice: This meeting was called pursuant to the Open Public Meetings Act. This meeting of December 28, 2017 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.

A roll call taken of governing body members in attendance

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

Administrative Team in attendance

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

Public comment on agenda items only

Stuart Brooks, Moores Meadow Road, questioned the status of engineering report regarding NJDOT grant and bill list items for Russo's Farm Market, Positive Decision Making and Rescue Squad. The billing for Positive Decision Making is for the Municipal Alliance and Rescue Squad is for the charity care within Tabernacle Township.

Fran Brooks, Moores Meadow Road, questioned items on bill list for the chair lift and the CDBG Resolution; the remote control wireless spotlight for the Office Emergency Management and balance for the services of the labor attorney who is provided by the JIF.

Mr. Cramer spoke of the billing for the labor attorney and \$200.00 cap limit and that anything over the \$200.00 allocation is paid by the Township. The hearing to discuss the CDBG Handicapped Wheelchair Lift will be to replace the Town Hall sidewalk ramp and wheelchair lift for attendees of any meeting which occurs upstairs at Town Hall.

Ms. Brooks commented looking for an old business item not listed on the agenda regarding comments made at the last meeting by Mr. Barton regarding the RFP for the Public Safety Director.

Mayor Lee stated that the Public Safety Director RFP may be discussed under a report.

Mayor Lee closed public comment.

Approval of Bills

- On a motion made by Ms. Brown, seconded by Mr. Franzen, the bills were ordered paid.

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

Approval of Minutes

- On a motion made by Ms. Brown, seconded by Mr. Barton, the **regular session** minutes of November 13, 2017 was offered for adoption

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

- On a motion made by Mr. Franzen, seconded by Mr. Barton, the **executive session** minutes of November 13, 2017 was offered for adoption

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

- On a motion made by Mr. Barton, seconded by Mr. Franzen, the **regular session** minutes of November 27, 2017 was offered for adoption

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

- On a motion made by Mr. Franzen, seconded by Mr. Barton, the **executive session** minutes of November 27, 2017 was offered for adoption

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



RESOLUTION 2017-89

A PERFORMANCE GUARANTEE REDUCTION RESOLUTION OF THE TABERNACLE TOWNSHIP COMMITTEE PURSUANT TO CHAPTER 16, SECTION 13.1 OF THE TOWNSHIP’S REVISED ORDINANCES

WHEREAS, Lakes Sand & Gravel, LLC the Developer of the Grande at Tabernacle – Phase 1, a major subdivision, located in Tabernacle Township on Block 202.02, Lots 10 and 11, has posted a Performance Bond (#BX20249) pursuant to the requirements of the Tabernacle Township Development Ordinances; and

WHEREAS, the Township’s Engineer, Dante Guzzi has inspected the improvements to date on December 4, 2017 and certified the amount of the completed construction pursuant to his report dated December 5, 2017; and

WHEREAS, the Township Engineer has recommended reducing the performance guarantee consistent with the inspection conducted thereon; and

WHEREAS, pursuant thereto, the Committee finds that the required improvements have been installed, inspected and approved as detailed in the December 4, 2017 inspection report of Dante Guzzi, PE, CME, Principal Engineer.

NOW THEREFORE, be it resolved by the Tabernacle Township Committee that the Performance Guarantee associated with the major subdivision of Grant at Tabernacle - Phase 1 on Block 202.02, Lots 10 and 11 **shall be and is hereby reduced to a total amount of \$253,436.40.**

I certify that the foregoing Resolution was duly adopted at a regular meeting of the Township of Tabernacle held on the 28th day of December 2017.

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2017-89 was offered for adoption

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

RESOLUTION 2017-90

AUTHORIZE CANCELLATION OF CERTAIN PROPERTY TAXES AND REFUND PURSUANT TO A ONE HUNDRED PERCENT TOTALLY DISABLED VETERAN EXEMPTION

WHEREAS, Rodney Walton, owner of life estate and resident of 53 Avenue Road (Block 603, Lot 6) has applied for exemption from property taxes as a 100% Totally Disabled Veteran pursuant to N.J.S.A. 54:4-3.30; and

WHEREAS, said application has been received by the Township Assessor; and

WHEREAS, the Assessor has reviewed the application and requisite proofs, and finding them to be in order, recommends approval of the exemption; and

WHEREAS, the exemption commences November 1, 2017 in accord with certification of 100% disability granted by the Department of Veterans Affairs; and

NOW THEREFORE BE IT RESOLVED by Tabernacle Township Committee that the Tax Collector is hereby authorized to CANCEL THE 2017 PROPERTY TAXES PURSUANT TO TOTALLY DISABLED VETERAN STATUS TO RODNEY WALTON, OWNER OF LIFE ESTATE OF 53 AVENUE ROAD, TABERNACLE, NJ 08088.

BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to refund \$1,033.91 to **Rodney Walton, owner of Life Estate and resident of 53 Avenue Road, Tabernacle (Block 603, Lot 6).** (Calculation: 2017 Full Year Paid = 6,203.42. Refund for 60 days. \$6,203.42/360x60=\$1,033.91.)

BE IT FURTHER RESOLVED, A certified copy of this resolution shall be forwarded to the Tax Collector and Assessor.

- On a motion made by Ms. Brown, seconded by Mr. Franzen, Resolution 2017-90 was offered for adoption

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

**RESOLUTION 2017-91
IN SUPPORT OF THE {F.O.P.}
FIBRODYSPLASIA OSSIFICANS PROGRESSIVA AWARENESS INITIATIVE AND
AWARENESS OF ALL DEBILITATING DISEASES**

WHEREAS, there are many genetic disorders and diseases like Fibrodysplasia Ossificans Progressiva {FOP} which affect the health and quality of life of populations throughout the world.

WHEREAS, there is hope that ongoing research will achieve major breakthroughs that will likely change the quality of life for populations throughout the world and one day eradicate debilitating genetic disorders and diseases.

WHEREAS, there is a need for greater awareness of all genetic disorders and diseases, their symptoms and the obstacles faced by persons and families affected by these disorders and diseases.

NOW, THEREFORE, BE IT RESOLVED that the Tabernacle Township Mayor and Council, in the County of Burlington and State of New Jersey, hereby applaud and recognize Gary W. Whyte as an outstanding individual for his tenacious drive to support and help so many within the community for the awareness of Fibrodysplasia Ossificans Progressiva {FOP} and all of those who bring awareness, volunteer and contribute towards the research and development to eradicate all genetic disorders and diseases throughout the world and urge the medical community to continue researching for treatments and cures for all genetic disorders and diseases.

I hereby certify that the foregoing is a true copy of the resolution passed by the Mayor and Township Committee at the meeting held on the 28th day of December, 2017.

- On a motion made by Mr. Barton, seconded by Mr. Franzen, Resolution 2017-91 was offered for adoption

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

**RESOLUTION 2017-92
AUTHORIZING THE CLERK'S OFFICE TO CLOSE OUT
PETTY CASH FUND IN THE AMOUNT OF FIFTY DOLLARS**

WHEREAS, N.J.S.A. 40A: 5-21 authorizes the establishment of a Petty Cash Fund for the Clerk's Office of the Township of Tabernacle; and

WHEREAS, said Petty Cash Fund received approval from the Director of Local Government Services many years ago to continue under the control of the Township Clerk; and

WHEREAS, it is the desire of the Township Clerk to receive approval for said fund be closed-out at the end of fiscal year 2017; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle, County of Jersey, State of New Jersey as follows:

1. **La Shawn R. Barber, Municipal Clerk**, be and is hereby appointed custodian of petty cash and is authorized and permitted close out a Petty Cash Fund in the amount \$50.00 pursuant to the provisions of N.J.S.A. 40A: 5-21. Said Petty Cash Fund shall be reopened January 1st – December 31, 2017 and will be used by such office or department to pay claims for small miscellaneous expenses not to exceed \$50.00.
2. **La Shawn R. Barber, Municipal Clerk**, having custody of the Fund is bonded in an amount not less than \$1,000.00 and will maintain said Fund in accordance with the laws and regulations governing its operation.
3. A certified copy of this Resolution shall be sent to the Township Auditor and Chief Finance Officer.

- On a motion made by Ms. Brown, seconded by Mr. Franzen, Resolution 2017-92 was offered for adoption

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

**RESOLUTION 2017-93
BUDGET TRANSFERS**

WHEREAS, N.J.S.A. 40A:4-58 provides for appropriation transfers during the last 2 months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation; and

Mayor Lee spoke attending a meeting with the B.O.E to discuss possible land use to look at long range planning for Tabernacle Township; such as a new Town Hall; public works; access to the septic facilities and other uses in the future. Subcommittee meetings will begin in 2018. Thank you to the first responders and combined efforts regarding the fatal MVA at Flyatt Road and Carranza Road with the communication to the parents regarding school buses and road closures.

Public comment

Stuart Brooks, Moores Meadow Road, spoke of Township having less meetings than in previous years; land use with school board tax; FEMA reimbursement made for CERT; putting a fire truck in the ESB.

Fran Brooks, Moores Meadow Road, spoke about the fire marshal position should be called by the Township Administrator and not the Township Solicitor – less billable hours; spoke that resident Jim Jones stated he obtain information regarding chicken permits and that Mr. Boyd did not require that he submit an OPRA request; asked if she could be placed on that list as a preferred person to access public records without submitting an OPRA request.

Mayor Lee explained that all questions should be directed to Committee and that to his knowledge there is no preferred list as Ms. Brooks has called it. Mayor Lee also explained that at times there has been documents that are available that do not need the requirement of an OPRA request and there have been circumstances that records have been made available by the Township without an OPRA request which has been done collectively.

Mr. Lange explained that it has always been the long standing policy with Township Committee and the Municipal Clerk’s Office to provide records with an OPRA request.

Adjournment

On a motion made and seconded the meeting adjourned at 8:54 p.m.
Roll Call: Barton, Brown, Franzen, Lee Ayes: 4 Nays: 0 Absent: 1 Motion carried.

Respectfully submitted,

LaShaun R. Barber
La Shawn R. Barber, RMC
Municipal Clerk

Approved: 01/22/2018