

**TABERNACLE TOWNSHIP COMMITTEE
MINUTES OF NOVEMBER 27, 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 November 27, 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 (Absent)
Richard J. Franzen, Township Committee
Stephen V. Lee, IV, Mayor
Joseph Yates, IV, Deputy Mayor

Administrative Team in attendance

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

Public comment on agenda items only

Stuart Brooks, Moores Meadow Road, questioned well testing results at the Landfill; Resolution 2017-87, thought it would be handled in house.

Fran Brooks, Moores Meadow Road, questioned the litigation matter regarding Fran Brooks vs. Township of Tabernacle, et al, executive session item which is listed on the agenda, regarding that answers to the interrogatories. Case Management Conference which is schedule for November 2017. Mr. Lange explained that the matter is in litigation and has kept and will keep the Committee aware of the status until the matter is resolved.

Public comment closed.

Recess: Board of Health Review

Motion made by Mr. Yates, seconded by Mr. Franzen for a brief recess for the Board of Health Report.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 4 Nays:

Robin Sutton, Environmental Health Coordinator, Burlington County Health Department provided a brief overview and statistical report concerning the activity within Tabernacle Township for year 2017. The Burlington County Health Department has Township information and is available on the Burlington County Website <http://www.co.burlington.nj.us/290/Health-Department>.

Public comment regarding the Board of Health Review

Fran Brooks, Moores Meadow Road. Asked the status of the salmonella case status with in Burlington County, specifically in Tabernacle Township and if the BCHD has any handouts regarding the safety information regarding the increase of salmonella.

Mark LeMire, Washington Way. Asked to explain the BCHD focus plan for 2018.

Robin Sutton stated that anytime Burlington County is notified of a positive salmonella; BCBH will interview the person(s) who became ill. BCHD does not regulate backyard chickens”, only a case by case only. Any matters that will arise, an environmental investigation will be conducted.

Mr. Barton thanked the Madame Clerk for her report regarding Dog Waste Containers in both parks and rabies clinics in the future.

Closed to the public. Adjournment. Reconvene Township Committee meeting.

- Motion made by Mr. Yates, seconded by Mr. Franzen to adjourn for the Board of Health Report.
Roll Call: Barton, Franzen, Lee, Yates Ayes: 4 Nays: 0 Absent: Brown

Approval of Bills

- Motion made by Mr. Franzen, seconded by Mr. Barton, the bills were ordered paid.
Roll Call: Barton, Franzen, Lee, Yates Ayes: 4 Nays: 0 Absent: Brown

Resolutions

**RESOLUTION 2017-87
AUTHORIZE THE PLACEMENT OF TEMPORARY SIGNS
IN THE PUBLIC RIGHT OF WAY FOR TABERNACLE HISTORICAL SOCIETY
(CHRISTMAS IN THE PINES HOUSE TOUR)**

WHEREAS, the request has been made by Tabernacle Historical Society for permission to place temporary signage in the public right of way associated with certain Township roads for the week of **December 1, 2017** in order to promote their upcoming **Christmas in the Pines House Tour** which will take place on **Saturday, December 9, 2017** at various locations.

WHEREAS, Township Committee is desirous of assisting Tabernacle Historical Society in promoting this beneficial activity.

NOW, THEREFORE, BE IT RESOLVED, that the Tabernacle Township Committee, in the County of Burlington, State of New Jersey, does hereby temporarily suspend the zoning regulations prohibiting such signage included in Tabernacle revised Ordinances Chapter 17 Section 22.12 "Off Site Commercial Advertising Signs."

The Township Committee further hereby authorizes the Tabernacle Historical Society and/or its representatives to place temporary signage in the public right of way and along Tabernacle public roads to promote this event as aforementioned under the following conditions:

1. All signs shall be placed at least 6' feet off of any paved road surface and shall be placed in the public right of way with adult supervision.
2. All temporary **signs shall be removed within 5 days** after conclusion of the event.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Tabernacle Construction Official and Tabernacle Historical Society.

- On a motion made by Mayor Lee, seconded by Mr. Yates, Resolution 2017-87 was offered for adoption.
Roll Call: Barton, Yates, Lee Ayes: 3 Nays: 0 Franzen: Abstained Absent: Brown

**RESOLUTION 2017-88
AUTHORIZING THE TOWNSHIP OF TABERNACLE
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on November 27, 2017 the governing body of the Township of Tabernacle, County of Burlington, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Tabernacle.

AUTHORITY Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor or Township Administrator is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE This resolution shall take effect immediately upon passage.

CERTIFICATION

I, **La Shawn R. Barber**, hereby certify the above resolution was adopted by the Mayor and Township Committee of Tabernacle Township at a meeting of said governing body held on November 27, 2017.

- On a motion made by Mr. Franzen, seconded by Mr. Yates, Resolution 2017-88 was offered for adoption.
Roll Call: Barton, Franzen, Lee, Yates Ayes: 4 Nays: 0 Absent: Brown

Report of the Emergency Management Coordinator

Col. William Lowe spoke that the Fire Company has determined that “Air and Light” Truck 4318, it was confirmed by Chief David Smith that it is in excess to their needs and respectfully requests that the truck be seconded to the Office of Emergency Management for use by Township Emergency Services, which can be stored at the ESB (or TFC#1 as an alternative), for access of OEM, Public Works, EMS, Fire and CERT. (CERT does not have access to TFC#1). The vehicle provides the ability to illuminate an emergency scene / staging area / work site; it has a generator that would be invaluable in any emergency (a capability we do not presently have); and with the large equipment bays the vehicle would give emergency services the capability to store and transport barrier material saving man power and time in an emergency. The vehicle requires no modifications and no cost to the Township in transferring 4318 to OEM.

Report of the Township Engineer

The road evaluation is underway. Currently reaching out to NJDOT regarding any other grants that might be available. Should have more information by the January 2018 meeting.

Report of the Township Administrator

Town Hall windows at the first and second floor have been replaced. Painting and carpet will be the next project.

Gypsy Moth survey has notified us that we have 81 acres (northern end of the Township where meets Southampton Township along the Route 2016 corridor between Old Indian Mills Road and Carranza Road running down the Township line to South of Moore Road); and a small area East of Carranza Road at the northern section. The estimated cost of \$4,500.00 (\$52.00 per acre – application and materials); asked if we would participate in the suppression program and would like to include it in the budget for 2018. This is mixture of commercial and residential. Township has not asked for commercial contribution in the past. If all is performed according to plan, Township will be reimbursed at 50% for the service. Mr. Cramer asked for a motion to participate in the Gypsy Moth Suppression Program.

- On a motion made by Mr. Franzen, seconded by Mr. Yates, 2018 participation in the Gypsy Moth Suppression Program.
Roll Call: Barton, Franzen, Yates, Lee Ayes: 4 Nays: 0 Motion carried.

Report of the Township Committee

Mr. Barton commented that he would like to first see a fire truck in the ESB building; before TFC#1 Truck 4318 is transferred.

Mr. Barton request the Township Administrator draft qualifications for a Public Safety Director and review samples of other town’s job specification/duties and customize it to Tabernacle Township; and to draft an RFP for Emergency Services.

Mr. Barton shared information about US Military Academy Youth Eagle Scouts; and most of the youths are focused on their futures and careers; the commitment that the youths of this program show. Students that are interested in a military academy and are not accepted, the ROTC program also provide scharships.

Mr. Franzen reported on Tree Lighting Ceremony, which will be December 1, 2017 at 7:00 p.m. at Town Hall.

Mr. Yates apologized for not attending the November 13, 2017 meeting and is looking forward to the Tree Lighting Ceremony.

Mayor Lee commented on attending a meeting with Board of Education and discussing ideas of the buildings and grounds for the Township and partnering with the Board of Education. The Mayor attended the NJ League of Municipalities Convention in Atlantic City, NJ. Thanked the Committee for their assistance in preparing the Fire Lane Expemptions. Mayor Lee has been appointed to serve as a member of The Cranberry Insitute which is national cranberry organization, and will not be able to attend the Tree Lighting Ceremony.

Public comment

Mark LeMire, Washington Way. Announced the Tree Lighting Ceremony will be held on Friday, December, 1, 2017 at 7:00 p.m. which will be including a 50 member children’s choir, etc. The Annual Senior Dinner will be held on December 10, 2017 at 1:00 p.m. at Tabernacle Fire Company #1. Thanked the member of the Committee for all of their support.

Jim Jones, Wimbledon Way. Reiterrated his question of the potential to build. Thanked Tabernacle Township employees Lisa Love and Tom Boyd regarding the information for the chicken permits. Suggested that Townshp send out mailings to the Township residents regarding chickens.

Gary W. Whyte, Mountainside, NJ. Is an advocate for Fibrodysplasia Ossificans Progressiva (FOP) which is a rare genetic condition in which the body makes additional bone in locations where bone should not form and requested that the Township adopt proclamation support and participate in the F.O.P. Awareness Initiative. Mr. Barton expressed that he could support only if it would include other illness / diseases. Mayor Lee stated that a Tabernacle Township resolution or proclamation will be mailed to Mr. Whyte.

Public comment

Stuart Brooks, Moores Meadow Road. Acknowledged fire truck is not in the ESB and questions the holdup; questions status of the fire marshal position; spoke of the attendance of members of the governing body who participating by via telephone is a little difficult to hear as the last meeting with Committeewoman Brown. It is nice to make the effort to try and participate by phone but if a Committee member can not hear the comments they are not able to deliberate or participate, so the practice of allowing people to participate over the phone is not working; either fix or discontinue the practice, as you only need three people to have a quorum.

Solicitor Lange spoke for the record indicated that he is sensitive to that issue and was very careful in listening to her comments and when she could or could not hear; it is believed it to be one time where she missed a comment, but made sure she was hearing everyone and everyone was hearing her.

Fran Brooks, Moores Meadow Road. Also acknowledged fire truck not in the ESB and what is holdup. Asked how often is the Township sprayed for gypsy moths and likes the idea of a management spraying. Asked why is the Township completely assuming the costs of the CERT. CERT is made up of multiple Townships and feels its is unfair to the tax payers to assume the entire costs and want the Committee to address the issue and give reasonable justification as to why neighboring towns are not contributing.

Executive Session Resolution Whereas, the Governing Body wishes to discuss the following executive session matters pursuant to N.J.S.A. 10:4-12(B) (7) in a closed session from which the public shall be excluded:

- Litigation: Matters related to Fran Brooks vs. Township of Tabernacle, Docket No. L-1198-17
 - Litigation: Matter in the unsafe structure as it relates to 14 Moore Road
 - Contract Negotiations: 2018 RFP Proposals
- Be It Resolved**, the public shall be excluded.
- On a motion made by Mr. Yates, seconded by Mr. Franzen members closed to the public at at 8:45 pm.

Reopen meeting. Members of the Township Committee returned from closed session to pursue adjournment.

Adjournment: On a motion made by Mr. Yates, seconded Mr. Franzen the meeting was adjourned at 9:55 p.m.

Roll Call: Barton, Franzen, Yates, Lee Ayes: 4 Nays: 0 Motion carried.

Respectfully submitted,

La Shawn R. Barber, RMC/CMR
Township Clerk

Approved: 12/28/2017