

**TABERNACLE TOWNSHIP COMMITTEE
MINUTES OF MAY 26, 2015**

The meeting was called to order by Mayor Kimberly A. Brown at 8:00 p.m. followed by the Flag salute.

Sunshine Notice: This meeting is called pursuant to the Open Public Meetings Act. This meeting of May 26, 2015 was included in a list of notices 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
Richard J. Franzen, Deputy Mayor
Stephen V. Lee, IV, Township Committee
Joseph Yates, IV, Township Committee (Absent)
Kimberly A. Brown, Mayor

Professionals

Douglas Cramer, CPWM, Administrator
Frank S. Morris, Engineer
Terry Henry, Chief Finance Officer
JoAnne O'Connor, Esq. Solicitor (Law Office of Peter C. Lange, Jr.)
La Shawn R. Barber, Registered Municipal Clerk



Public Comment

Fran Brooks, 78 Moores Meadow Road, questioned if the Township would receive proceeds from the sales of the snack stand, and the salary percentage increase for Township employees.

Mr. Cramer said the Township will not receive proceeds from snack stand sales and our employees will get two percent increase.

Stuart Brooks, 78 Moores Meadow Road, questioned billing charges for repairs from Blaze Emergency Equipment, Millennium Elite and Specialty Grant, LLC.

Mr. Cramer spoke about the billing charge for Blaze Emergency Equipment was a bill for air and shore line auto ejects repair. The bill for the Millennium Elite Apparel was for uniform shirts for Tabernacle Fire Company No.1, and the charge for Specialty is for Public Works clothing.

Approval of Bills

On a motion made by Mr. Barton, seconded by Mr. Lee the bills were ordered paid.
Roll Call: Barton, Franzen, Lee, Brown Ayes: 4 Nays: 0 Motion carried.

Approval of Minutes

March 23, 2015 (regular) - Motion made by Mr. Lee, seconded by Mr. Barton.
Roll Call: Barton, Franzen, Lee, Brown Ayes: 4 Nays: 0 Motion carried.

April 13, 2015 (workshop) - Motion made by Mr. Lee, seconded by Mr. Barton.
Roll Call: Barton, Franzen, Brown Ayes: 3 Abstain: Lee Nays: 0 Motion carried.

April 27, 2015 (regular) - Motion made by Mr. Lee, seconded by Mr. Franzen.
Roll Call: Barton, Franzen, Brown Ayes: 3 Abstain: Lee Nays: 0 Motion carried.
Duly noted: Mayor Brown listened to the tape of the meeting.

Second Reading Ordinances

Second Reading:

ORDINANCE NO. 2015-6: AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING CHAPTER XI, FIRE PREVENTION AND PROTECTION

WHEREAS, the Township Committee recognizes a compelling public safety interest in coordinating the use of emergency personnel, assets, resources and equipment in the Township of Tabernacle; and

WHEREAS, N.J.S.A. 40:48-2. Other necessary and proper ordinances, provides that any municipality may make, amend, repeal and enforce such ordinances, as it may deem necessary and proper for the good government, order and protection of persons and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Tabernacle as follows:

SECTION 1: Chapter XI, Article 1 of the Revised General Ordinances of Tabernacle Township is hereby repealed in its entirety.

SECTION 2: The Revised General Ordinances of the Township of Tabernacle are hereby modified as and read follows:

Chapter XI, Article 2: Enforcement of Local Fire Safety Act

11-2.2 Local Enforcement. Pursuant to Section 11 of the Uniform Fire Safety Act, N.J.S.A. 52:27D-202, the New Jersey Uniform Fire Code shall be enforced locally within the Township of Tabernacle.

11-2.3 Agency Designation. The Local Enforcing Agency within the Township of Tabernacle, County of Burlington, State of New Jersey shall be the New Jersey Department of Community Affairs, Bureau of Fire Code Enforcement.

11-2.4 Duties. The Local Enforcement Agency shall enforce the Uniform Fire Safety Act and the codes and regulations adopted under it in all buildings, structures and premises within the established boundaries of the Township of Tabernacle other than owner-occupied one and two family dwellings, and shall faithfully comply with the requirements of the Uniform Fire Safety Act and the Uniform Fire Code.

11-2.5 Life Hazard Uses. Section shall remain unchanged.

11-2.6 Organization. Repealed in its entirety

11-2.7 Appointment, Term of Office, Removal. Repealed in its entirety

11-2.8 Board of Appeals. Pursuant to N.J.S.A. 52:27D-206(b) of the Uniform Fire Safety Act, any person aggrieved by any order of the local enforcement agency shall have the right to appeal to the Construction Board of Appeals of Burlington County.

11-2.9 Inspections and Permit Fees. Section shall remain unchanged.

SECTION 3: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Public Comment: There was none. Mayor Brown closed Public Comment on Ordinance 2015-6.

ADOPTION - Motion made by Mr. Lee, seconded by Mr. Franzen.

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

Second Reading

ORDINANCE NO. 2015-7: AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REPEALING ORDINANCE #1974-11.

WHEREAS, the Tabernacle Township Committee adopted Ordinance 1974-11; establishing and naming the Medford Farms Volunteer Fire Co. as the official volunteer firefighting company of the Township; and

WHEREAS, the Medford Farms Volunteer Fire Co is no longer the official volunteer fire-fighting organization performing public firefighting duty under the control of the Township and has not been performing firefighting services for the Township since the creation of the Tabernacle Fire District No. 1; and

WHEREAS, the Tabernacle Fire District No. 1 has been dissolved;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Tabernacle as follows:

Chapter II, Article 7 of the Revised General Ordinances of Tabernacle Township is hereby repealed in its entirety.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Public Comment: There was none. Mayor Brown closed Public Comment on Ordinance 2015-7

ADOPTION - Motion made by Mr. Barton, seconded by Mr. Franzen.

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

Second Reading

ORDINANCE 2015-8: AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY DESIGNATING AND OFFICIALLY AUTHORIZING TABERNACLE FIRE COMPANY #1 AS THE VOLUNTEER FIREFIGHTING ORGANIZATION FOR THE TOWNSHIP OF TABERNACLE.

Public Comment: There was none. Mayor Brown closed Public Comment on Ordinance 2015-7

Jason Litowitz, 5 Horseshoe Court, asked for more clarity of this ordinance.

Solicitor Lange spoke of reasons he proposed the Township adopt the ordinance. The ordinance that was repealed and modified under Ordinance 2015-6 appointed Medford Farms Volunteer Fire Company as the same entity as it prescribed some level of control over that entity that was served by the District. Subsequently it was never repealed even though it was obsolete; except for that section which detailed who was the official firefighting company. Medford Farms was always designated as the official company, same as we designated the official rescue squad.

Committeeman Lee spoke of not having a written contract with the fire company and asked for clarification.

Solicitor Lange spoke of the Township having a contract entered into and supplied to the Township Committee as part of the dissolution process. That contract was mirrored essentially in place with Medford Farms Fire Company. At that time during the middle of the dissolution, it was decided by the Committee to focus on the issue surrounding the dissolution, and get that process behind us. We would establish a contract in order to hit the ground running with the new company on the same footing as Medford Farms. That contract is almost exactly the same as what existed for decades between the Township and Medford Farms.

Committeeman Lee said he feels this is not an Ordinance we should pass at this time because not all members of the Township Committee are present. He spoke about having the need for an agreement with the fire company and rescue squad which would include the facilities to be renewed after a (3) three year period. Mr. Lee is opposed to being locked into an ordinance and would like the ordinance tabled.

Mr. Lange spoke of the passage of the Ordinance would officially designate Tabernacle Fire Company #1, and would not preclude the Township from contracting with another company. The original intent was to preserve what had been place in the ordinance for many years.

Temporarily suspend consideration of this issue: TABLE - Motion made by Mr. Lee, seconded by Mr. Barton.

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

Chair: Mayor Brown spoke of not moving forward because of the split vote. Discussion item will be held at the next workshop meeting.

Resolution

RESOLUTION 2015-74

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:

- 76 Summit Drive, Block 305, Lot 4.05; 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: <ul style="list-style-type: none"> 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.	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.
5.	Inspection escrow must be posted with the Township before start of construction.
6.	The applicant must provide all outside agency approvals, as required.
7.	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.
8.	SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
9.	SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
10.	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.
11.	SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
12.	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.

ADOPTION - Motion made by Mr. Lee, seconded by Mr. Franzen.

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

VOTE ON ADOPTION

Governing Body Vote	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton			X			
Kimberly A. Brown			X			
Richard J. Franzen		X	X			
Stephen V. Lee, IV	X		X			
Joseph Yates, IV					X	

RESOLUTION 2015-75

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:

- 307 Pricketts Mill Road, Block 201, Lot 2.08; 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: <ul style="list-style-type: none"> 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.	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.
5.	Inspection escrow must be posted with the Township before start of construction.
6.	The applicant must provide all outside agency approvals, as required.
7.	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.
8.	SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
9.	SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
10.	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.
11.	SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
12.	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.

ADOPTION - Motion made by Mr. Lee, seconded by Mr. Franzen.

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

VOTE ON ADOPTION

Governing Body Vote	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton			X			
Kimberly A. Brown			X			
Richard J. Franzen		X	X			
Stephen V. Lee, IV	X		X			
Joseph Yates, IV					X	

RESOLUTION 2015-76

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: **36 Anne Drive, Block 312, Lot 13.02**; 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: <ul style="list-style-type: none"> 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.	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.
5.	Inspection escrow must be posted with the Township before start of construction.
6.	The applicant must provide all outside agency approvals, as required.
7.	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.
8.	SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
9.	SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
10.	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.
11.	SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
12.	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.

ADOPTION - Motion made by Mr. Lee, seconded by Mr. Franzen.

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

VOTE ON ADOPTION

Governing Body Vote	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton			X			
Kimberly A. Brown			X			
Richard J. Franzen		X	X			
Stephen V. Lee, IV	X		X			
Joseph Yates, IV					X	

**RESOLUTION 2015 -77
SETTING OF SPECIFIC SALARIES FOR SPECIFIC EMPLOYEES**

WHEREAS, the Tabernacle Township Committee has adopted the 2014 Salary Ordinance; and

WHEREAS, the Township Chief Financial Officer has recommended increases in consultation with other supervisory personnel and members of the Township Committee.

NOW THEREFORE BE IT RESOLVED that the Township Committee hereby sets the following salaries within the guidelines of the 2014 Salary Ordinance.

TITLE	2015 BI-WEEKLY SALARY
Mayor	192.31
Township Committee	192.31
Township Administrator	854.98
Municipal Clerk	2015.52
Deputy Municipal Clerk	240.30
Director of Public Works	2963.97
Chief Finance Officer	854.98
Deputy Treasurer	235.59
Tax Collector	1723.03
Tax Search Officer	54.81
Municipal Improvement Search Officer	54.81
Registrar of Vital Statistics	320.41
Deputy Registrar	117.12
Tax Assessor Secretary	355.72
Land Development Board Secretary	415.01
Construction Official	1542.43
Zoning Officer	706.97
Technical Assistant to Construction	1390.18
Code Enforcement Officer	678.63
Plumbing Subcode Official	306.12
Electrical Subcode Official	306.12
Fire Subcode Official	202.73
Fire Protection Inspector	83.53
Office Clerk	1216.25
Municipal Court Judge	621.12
Municipal Court Administrator	1487.82
Deputy Court Administrator	112.47
Municipal Court Sound Recorder	50.70
Municipal Court Public Defender	83.25
Municipal Court Prosecutor	374.55
Municipal Court Attendant	94.89
Emergency Management/Safety Coordinator	265.30

PUBLIC WORKS EMPLOYEES	SPECIFIED SALARIES
CLASSIFICATION	MINIMUM
Utility I Supervisor	27.59
Utility I (39 years)	29.15
Utility I (22 years)	24.06
Utility II Parks & Recreation Forman	20.17
Utility II	18.57

ON CALL SUB-CODE OFFICIAL	SPECIFIED HOURLY SALARIES
Electrical Subcode	22.50
Plumbing Subcode	22.50
Fire Subcode	22.50
Building Subcode	22.50

SHARED SERVICE TITLE	2015 BI-WEEKLY SALARY
Construction Official, Building Subcode Official, Building Inspector, Fire Inspector and Code Enforcement Officer • F. Robert Perri \$9,517.20	\$ 366.04
Electrical Subcode Official and Electrical Inspector • Edward Miceli \$2,549.25	\$ 98.04
Plumbing Subcode Official and Plumbing Inspector • William Rebel \$2,549.25	\$ 98.04
Fire Subcode Official • Thomas L. Thorn, III \$566.50	\$ 21.78
Technical Assistant and Zoning Official • Lisa A. Love \$4,758.60	\$ 183.02

TEMPORARY/ PART TIME EMPLOYEES	SPECIFIED SALARIES
Seasonal Snowplow Driver	22.80 hour
Equipment Operator/Seasonal Snowplow Driver	28.05 hour
Office Clerk	17.00 hour
DPW Laborer	20.81 hour

Dog Census Warden Salaries: These hourly wages reflect the current salary, which includes time and a half.

ADOPTION - Motion made by Mr. Franzen, seconded by Mr. Barton.
Roll Call: Barton, Franzen, Lee, Brown Ayes: 4 Nays: 0 **Motion carried.**

VOTE ON ADOPTION

Governing Body Vote	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton			X			
Kimberly A. Brown			X			
Richard J. Franzen	X		X			
Stephen V. Lee, IV			X			
Joseph Yates, IV					X	

**RESOLUTION No. 2015-78
GRANTING RAFFLE LICENSE TO THE KNIGHTS OF COLUMBUS #8733 TABERNACLE COUNCIL
(K OF C #8733 TABERNACLE COUNCIL)**

WHEREAS, the Knights of Columbus #8733 Tabernacle Council (K OF C #8733 TABERNACLE COUNCIL) has filed an application with the Township Committee for a raffle license, and the applicant has paid the proper fees for said license; and

WHEREAS, the Township Committee of the Township of Tabernacle believes that said applicant is qualified to conduct the raffle 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 license is requested on the dates and during the hours listed:

- **LICENSE: RA: 2015-12, SUPER 50/50 * (OFF-PREMISE DRAW)**
- **TICKET SALE: JULY 15, 2015 - OCT 23, 2015**
- **DATE: SATURDAY, OCTOBER 23, 2015**
- **TIME: 11:00 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 Township Committee hereby approves the issuance of the aforementioned raffle license.
2. That Municipal Clerk is hereby authorized to issue said license on behalf of the Township of Tabernacle.

ADOPTION - Motion made by Mr. Franzen, seconded by Mr. Lee.

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

VOTE ON ADOPTION

Governing Body Vote	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton			X			
Kimberly A. Brown			X			
Richard J. Franzen	X		X			
Stephen V. Lee, IV		X	X			
Joseph Yates, IV					X	

Motions

Approval for NJ State Firemen’s Association Membership Application – Christian D. Hanthorn

ADOPTION - Motion made by Mr. Franzen, seconded by Mr. Lee.

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

Public Comment

Betsy Piner, 75 Bozarthtown Road, thanked everyone who participated in the Memorial Day Parade naming the volunteers from our first responders, CERT Team, Col. Lowe, Public Works and members of the Township Committee.

Jennifer Herpen, 61 Woodside Drive, spoke of her feelings of a possible conflict of interest that Kim Brown was named Administrative Assistant to the Superintendent of Tabernacle School District and serving as Mayor, even though having the confidence that she is capable of doing both jobs.

Stuart Brooks, 78 Moores Meadow Road, spoke about the rental agreement and questioned the authority the fire company to lease out the building. Mr. Brooks spoke of serving alcohol raises substantial management and liability issues which should be discussed. Mr. Brooks questioned the monthly reports of the fire chief and the status of the Township’s management agreement with the rescue squad.

Fran Brooks, 78 Moores Meadow Road, spoke of wanting answers to her written questions regarding serving liquor during firehouse rentals. She questions the rescue squad insurance collection, money received for contract rescue services to Tabernacle for years 2013 & 2014, and the amount of money received for Tabernacle billing insurance for rescue services for Shamong Township for years 2013 & 2014.

Ginger Evans, 54 Richter Road, expressed her concern of the public’s perception of Mayor Brown possibly taking the position as the Assistant to the Superintendent. Her issue is that it being a possible conflict.

Jason Litowitz, 5 Horseshoe Court, spoke of the new Township website looking great. He spoke about his comments regarding the Ordinance naming Tabernacle Fire Company #1, was not intended to delay passage and apologized to the fire company as it was not his intention.

No further comments.

Report of the Township Engineer

Mr. Morris reported that Sooy Place Road is paved and they are still working on final restoration work with some of the driveways, shoulder repair and final stripping.

Mr. Morris said the contractor for Crown Pipeline and SJ Gas we will be working tomorrow addressing about 27 areas for restoration work.

Mr. Morris reported on the 2015 Local Road Program is mostly drainage for local improvements as it relates to Hill Road.

Mr. Barton spoke about SJ Gas being very aggressive installing gas lines in our towns and request a moratorium for paved road disturbance.

Report of the Township Administrator

Mr. Cramer reported the Township will be advertising for the positions of Deputy Court Administrator and Plumbing Subcode Official. Those two positions have become vacant in the Township.

(CDBG) 2013 Recreation Grant – Mr. Cramer reported on bleachers being ordered, which will be used in conjunction with the Community Development Block Grant to address access pathways so our ballparks fields will meet the current ADA

requirements. The final bid specification have been submitted to the County and signed off with a few minor changes. We will be going out to bid shortly.

SJ Gas – Mr. Cramer spoke about the questioned rose regarding South Jersey Gas and a particular homeowner located on Red Oak Drive having a situation that occurred between the electric company and Gas Company. Mr. Cramer will be talking to both their legal staff, and because the resident had involved an attorney, this has slowed down his ability to help.

Mr. Cramer spoke about the questions submitted by Ms. Brooks. The first item was not a beef and beer, as stated in her terms and not the organization's terms. The Seneca Band Parents Association received a social affair permit from the State of New Jersey Division of Alcohol Beverage Control. The Township is not informed of the bartender. The fire company has the authority to rent the facility. The hall has been used for a good number of years and bingo games have been played there. Mr. Cramer believes they are grandfathered into that zoning requirement. Mr. Cramer will check with the zoning officer. Presently we are working on past practices. The facility use agreement, addressed this particular issue after discussion with the Committee. The contributions, as stated in previous budget discussions, were that the rescue squad received \$66,000.00 from the Township's budget this year; \$4,000.000 was carried over from the district's budget which we absorbed. In 2014 & 2013, it was \$70,000.00 from the Township and \$4,000.00 from the district, they were both the same. The question concerning Shamong Township should be directed to Shamong Township.

Report of the Township Solicitor

Pagliuso Guarantee / Budd Court – Mr. Lange reported on the posted performance guarantee associated with Budd Court in January 2006. The improvements were never completed. Township Committee first addressed the issue in November 2012, after receiving letter from Roma Bank indicating the statutory letter of credit will be cancel, which triggered a demand prior to cancellation. The bank rescinded the cancellation. Most recently, Mr. Pagliuso promised to complete those improvements in the spring paving season. The Township Engineer estimated the cost for completion of those improvements, plus escrow amounts. There was suggestion for the Township Engineer to revisit the cost associated with the bond estimate and precede with the statutory process, putting Mr. Pagliuso on notice and make demand to complete the improvements within a thirty-day window. It was agreed upon failure of certification on the incomplete status, the cost shall be contributed under the letter of credit performance guarantee. That process would include a Resolution by the Township Committee accepting those findings followed by a bidding process to complete those improvements.

COAH – Mr. Lange spoke about the Supreme Court of New Jersey and, COAH's failure to satisfy its duty for administrative compliance, the Supreme Court by order of March 10, 2015 has dissolved COAH and relieved them of their responsibility and transferred compliance back to the Individual County and individual Judges to achieve compliance. Each municipality is to provide through zoning ordinances amendments for realistic opportunity for satisfaction of municipalities' fair share of the regional need for low and moderate income houses. Mr. Lange said the Township would at some point go into executive session to discuss the Township's future course of action regarding potential litigation with significant consequences to the Township.

Mr. Lange reminded the Township Committee that they are the ultimate zoning authority and addressed the question regarding the Fire Company's authority to rent out the firehouse, is a period of past practice as being recognized. They are the equitable tenant.

Mr. Barton spoke of his intention is to vote on the fire ordinance which was tabled. He agrees that Mr. Yates should be in attendance and spoke of his support of the funds from the snack stand should go back to the fire company to be use for what they need.

Mr. Barton spoke about the comments made regarding the Mayor's new position and possible conflict of interest. He spoke that he would reclude himself if he were in that position from voting on anything having to do with the school, naming a scenario of their defeated budget or if they wanted to go over their cap for a referendum. Mr. Barton deferred his question to the Township Solicitor. The Mayor has a career and she works at the school.

Mr. Lee thanked members of the Recreation Committee (Betsy Piner and Mark LaMire) for their efforts putting the parade together.

Mr. Lee spoke of not being in attendance for discussion of the first reading of the ordinance, otherwise he would have brought up points during that time. He said it was his fault for not doing so.

Mr. Lee mentioned leaving a voice mail for Ms. Brooks regarding her written questions.

Mr. Lee spoke of having a lot of admiration and respect for Ms. Brown and said he is proud she is moving forward with her education and up in ranks at the school district. The position that she has been recommended for has not been voted on by the board of education. He spoke about not wanted to be in that position as it would be difficult. He wishes her luck in her decision.

Mr. Franzen spoke about the volunteers for TAA and its proceeds from the refreshment stand help the program and probably decrease the cost of the kids in the program. He has no problem with TAA doing what they need to do for their program.

Mr. Franzen spoke about the firehouse issue as it has been mentioned a few times during these meetings. He feels the same and supports the great idea.

Mr. Franzen said Ms. Brown has done a great job in this Township and she was a school employee long before being on the Township Committee. Mr. Franzen reflected back when Ms. Brown was a school employee and PTA President during the time he was a school board member. Ms. Brown ultimately got a low paying job at the school and she is close to obtaining her master's degree. While though he understands some of the public's concern that it looks like a conflict. In the past, when Ms. Brown voted, she always removed herself by not participating in those parts of discussions. She is a confidential person and an asset.

Mayor Brown spoke about the Township not having public comment on first reading ordinances and that discussions are held prior to introduction. Public comments are scheduled on second readings. As far as the conflict issue, Mayor Brown said on her behalf, she does not have the job which will take an act from the school board. The local finance board ethics offers an avenue to ask for an opinion to see if there is a conflict. The last things she will ever do is put the School or the Township in a situation that she is conflicted and cause a problem for a vote. Ms. Brown appreciates the nice comments of things she has done. Ms. Brown spoke that she loves this town and every aspect of it. She hopes it has shown from the many years spent on the PTA, Recreation Committee, School District, and Township Committee. Ms. Brown worked for the school in the copy

room prior to getting elected into office. If the school board approves her position, she will reach out to the Local Finance Board asking for their guidance.

Adjournment

On a motion made by Mr. Lee, seconded by Mr. Barton, the meeting was adjourned at 9:08 p.m.

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

Respectfully submitted:

La Shawn R. Barber, RMC/CMR
Municipal Clerk

Approved: July 27, 2017