

**TABERNACLE TOWNSHIP COMMITTEE
MINUTES OF SEPTEMBER 28, 2015**

The meeting was called to order by Mayor Kimberly 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 September 28, 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 Present

Governing Body

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

Professionals also in present

Frank S. Morris, Engineer
Terry W. Henry, CFO
Douglas A. Cramer, Administrator
Peter C. Lange, Jr., Solicitor
La Shawn R. Barber, Twp. Clerk



Public Comment

Cidnie Richards, 26 Waltham Way, questioned when the minutes are accessible on the website. Mayor Brown explained that the minutes are not accessible until they are approved by the Governing Body.

Jason Litowitz, 5 Horseshoe Court, requested the status of the South Jersey Gas opening issues.

Stuart Brooks, 78 Moores Meadow Road, expressed clarification on ordinance 2015-11.

Fran Brooks, 78 Moores Meadow Road, questioned the bill list regarding the Pepper House. Administrator Cramer responded it was for the kitchen floor, crawl space and extermination treatment. Ms. Brooks questioned the bill regarding Gerard Lamola. Mr. Cramer responded it was a refund of security deposit to the Rancocas Valley League Baseball for the use of fields. Ms. Brooks questioned the bill for Nat 10 – fire company for \$3,500.00. Administrator Cramer responded it was appropriated for clothing; bunker pants; and jackets. Ms. Brooks questioned Resolution 2015-123 / raffle licesene/social affairs permit and where its being held. Mayor Brown responded is 110 Carranza Road, Tabernacle.

John Cooper, 21 Woodside Drive, questioned the fre house expenses. Administrator Cramer responded when the agreement is signed the fire company will take over.

Seeing no other residents wishing to be heard, Mayor Brown closed the public comments.



Approval of Bills On a motion made by Committeeman Yates, seconded by Committeeman Lee, and the bills were ordered paid.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Committeeman Lee questioned the invoice for MacRose Contractors. Administrator Cramer responded it was for additional pads for the bleachers for both fields, Patty Bowker Park and Prickett’s Mill Park. The total project is not complete which is tied in with this grant; the snack stand exterior is complete.

Approval of Minutes On a motion made by Committeeman Lee, seconded by Committeeman Yates, the minutes of August 24, 2015 (Regular) was approved for adoption.

Ayes: Barton, Franzen, Lee, Yates Nays: 0 Mayor Brown – Abstained. Motion carried.

ORDINANCE

(First Reading) ORDINANCE 2015-11

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

The public hearing date is set for Monday, October 26, 2015 at 8:00 p.m. On a motion made by Committeeman Lee, seconded by Committeeman Yates, Ordinance 2015-11, on first reading was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Committeeman Lee explained this has to do with the Fire Company for fire service. Solicior Lange prepared a draft contract/ordinance and reviewed it with approximately 15 member of the Fire Company. This information will be reviewed at a public hearing at a later time.

RESOLUTIONS

RESOLUTION 2015-119 AUTHORIZING PRELIMINARY APPROVAL FOR A PROPERTY THAT REQUIRES NO MUNICIPAL COST SHARE (Farmland Preservation)

WHEREAS, the Township of Tabernacle is committed to preserving, to the extent possible, farmland within the Township for the benefit of the citizens of the Township of Tabernacle as well as for the County of Burlington and for the State of New Jersey; and

WHEREAS, the Burlington County Agriculture Development Board has accepted the application of the following landowner into the 2015 Farmland Preservation Easement Purchase Program:

Landowner/Applicant	Farm Nam	Block /Lot	Township	Acres
Noble McNaughton	Noble McNaughton	Block 1101, Lot 11.02	Tabernacle	19

WHEREAS, it is in the best interest of the citizens of the Township of Tabernacle to approve the applications of the above farms for consideration into the 2015 Farmland Preservation Easement Purchase Program.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tabernacle, County of Burlington, and State of New Jersey that they support preservation of the property listed above through the Burlington County Farmland Preservation Program.

- On a motion made by Committeeman Lee, seconded by Committeeman Yates, Resolution 2015-119 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

RESOLUTION 2015-120

A RESOLUTION OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY REQUESTING THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES GRANT PERMISSION TO APPROVE THE INSERTION OF AN ITEM OF SPECIAL REVENUE IN THE 2015 BUDGET ENTITLED "MEDFORD LAKES ROAD-2015 MUNICIPAL AID PROGRAM"

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the Township of Tabernacle has received **\$196,000.00** from **NJDOT FUND AUTHORITY ACT** and wishes to amend its 2015 Budget to include this amount as revenue.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Township Committee requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of **\$196,000.00** which is now available as revenue from:

- MEDFORD LAKES ROAD, FY 2015 MUNICIPAL AID PROGRAM
- NJDOT Local Aid Grant

BE IT FURTHER RESOLVED that the sum of **\$196,000.00** be hereby appropriated under the caption of:

- MEDFORD LAKES ROAD, FY 2015 MUNICIPAL AID PROGRAM
- NJDOT Local Aid Grant:

- On a motion made by Committeeman Barton, seconded by Committeeman Yates, Resolution 2015-120 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Committeeman Barton inquired as to a bike path being included. Administrator Cramer said that a bike path will be included. We are starting where we left off and will finish as far as the money will allow.

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 Committeeman Barton, seconded by Committeeman Yates, Resolution 2015-123 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

**RESOLUTION 2015-124
AWARD OF CONTRACT FOR 2015 NJDOT MUNICIPAL AID PROGRAM
MEDFORD LAKES ROAD IMPROVEMENT – PHASE II**

WHEREAS, the Tabernacle Township Committee has received sealed proposals for work to be performed in connection with the 2015 NJDOT Municipal Aid Program for Phase II of Medford Lakes Road Improvements; and

WHEREAS, N.J.S.A. 40A:11-4 states that a contract, the cost of which would exceed \$17,500.00 in a fiscal year, shall be awarded only after public advertising for bids and bidding therefore; and

WHEREAS, there has been public advertisement for bids and the Township Clerk has received and opened bids on September 17, 2015 at 10:00 a.m. for the purpose of awarding a contract for the aforementioned **Medford Lakes Road Improvements – Phase II** and has advised that a certain entity is the lowest qualified responsible bidder for said contract and has recommended that the Municipality award said contract or reject the bids within sixty (60) days as required by N.J.S.A. 10A: 11-4; and

WHEREAS, the Township’s Chief Financial Officer, as required by N.J.A.C. 5:30-1, has certified that there are sufficient funds available for the purpose of awarding a contract to said entity, said certification being attached hereto and made a part hereof.

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 follows:

1. That the Chief Financial Officer, based upon the aforementioned certificate, has declared that there are sufficient funds available for the aforesaid purpose, and that the Township Committee hereby directs that the hereinafter expenditure be charged against such funds.
2. That the Township Committee, for the aforementioned reasons, **hereby declares that American Asphalt Co., Inc. 100 Main Street, W. Collingswood Heights, New Jersey 08059 is the lowest qualified bidder** for the aforementioned contract and hereby awards a contract to the said entity for the aforesaid purpose in the amount of **\$435,795.70** in accordance with the terms and conditions of the Bid Proposal, the Notice to Bidders and Specifications, copies of which are on file in the Office of the Township Clerk and available for public inspection during regular business hours.
3. That the award to **American Asphalt Co., Inc.** is consistent with the legal requirements of the lowest responsible bidder, which conforms, to all specification requirements and applicable statutory provisions.
4. That the Township Committee hereby directs the Township Clerk to return the bid securities to the following unsuccessful bidders in accordance with N.J.S.A. 40A: 11-4.

1	Arawak Paving Co., Inc., 7503 Weymouth Road, Hammonton, NJ 08037
2	A.E. Stone, Inc., 1435 Doughty Road, Egg Harbor Twp., NJ 08234
3	GWP Enterprises, Inc., 4344 Tuckahoe Road, PO Box 498 Franklinville, NJ 08322

5. That the Township Committee does hereby direct the Township Mayor and Clerk to execute any contract documents which are necessary to effectuate the terms of this Resolution which shall be prepared by or reviewed by the Office of the Township Attorney.
- On a motion made by Committeeman Barton, seconded by Committeeman Yates, Resolution 2015-124 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Engineer Morris spoke about the bid for the 2015 DOT Municipal Aid Program for Medford Lakes Road – Phase II. Four bids were received 4 bids. America Asphalt Company was the low bid.

**RESOLUTION 2015-125
A RESOLUTION AUTHORIZING TABERNACLE TOWNSHIP TO ENTER INTO
A SHARED SERVICES AGREEMENT WITH THE COUNTY OF BURLINGTON**

WHEREAS, the Burlington County Board of Chosen Freeholders (hereinafter the “Board”) recognizes the need to provide residents of the County and its various townships with appropriate cost savings measures and opportunities for the benefit of all residents of the County; and

WHEREAS, Tabernacle Township has requested that Burlington County, through the Burlington County Department of Public Safety, Division of Central Communications, allow for routing of Central Communications and “911” calls through the Burlington County Office of Emergency Management which services are paid for and administered by Burlington County; and

WHEREAS, the County and Tabernacle Township would maintain the mutual responsibilities as detailed in the attached Shared Services Agreement between the parties for the period through July 31, 2020; and

WHEREAS, the Township of Tabernacle evidences its desire to enter into such Agreement through passage of this resolution; and

WHEREAS, the County and Tabernacle Township are authorized by the “Shared Services Act”, N.J.S.A. 40A:65-4, et seq. to enter into any contract with joint provision of any service which any party to the agreement is authorized to render within its own jurisdiction; and

WHEREAS, the parties have agreed to participate as documented in the Shared Services Agreement between the County of Burlington and Tabernacle Township establishing the respective rights and obligations of the parties regarding this Shared Services Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Township of Tabernacle that:

1. The attached Shared Services Agreement between Burlington County Department of Public Safety, Division of Central Communications and Tabernacle Township for utilization of the Burlington County Department of Public Safety, Division of Central Communications/911 call service shall be effective through July 31, 2020.
2. The Mayor of Tabernacle Township is hereby authorized to sign, seal, execute and witness/attest the Agreement.
3. The Mayor and Municipal Clerk are authorized to take any action necessary to implement the terms of the Shared Services Agreement.
4. The term of this Agreement shall be for a period of five (5) years **terminating July 31, 2020**.
5. All terms, conditions and responsibilities between the parties as detailed in the attached Shared Services Agreement shall remain in full force and effect.

**SHARED SERVICES AGREEMENT BETWEEN THE BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF BURLINGTON AND TOWNSHIP OF TABERNACLE**

THIS AGREEMENT made this 28th day of September, 2015, by and between the Board of Chosen Freeholders of the COUNTY OF BURLINGTON, a body corporate and politic of the State of New Jersey, having its principal offices located at 49 Rancocas Road, Mount Holly, NJ (hereinafter referred to as "County") and the Township of Tabernacle in the County of Burlington, a municipal corporation of the State of New Jersey, having its principal offices located at 163 Carranza Road, Tabernacle, Burlington County, New Jersey 08088 (hereinafter referred to as "Entity"); and

WITNESSETH

WHEREAS, the County has been requested by the Entity by letter of September 28, 2015 attached hereto as Schedule "A" to assume responsibility for Entity’s Central Communications/”911 calls” through Burlington County, Public Safety Department, Division of Central Communications; and

WHEREAS, the County has determined that a combination of Entity’s request will serve as a cost savings measure through this cost sharing arrangement between County and Entity; and

WHEREAS, the County believes that providing this service to Entity will result in no detriment to the County Central Communications system and will ultimately provide a benefit to all residents of Burlington County; and

WHEREAS, such accommodation can be made to Entity pursuant to these specific terms and conditions of this Agreement; and

WHEREAS, it is the desire of the Entity and the County to enter into this agreement in order to clearly define the responsibilities and obligations of the County and the Entity in connection with the project;

WHEREAS, in order to facilitate such Agreement and allow such use, the County received the approval of Entity's participation in this Shared Services Agreement through passage of Entity **Resolution 2015-125** as authorization by Entity on September 28, 2015.

WHEREAS, the Entity has agreed to provide all indemnification and insurance requirements as requested by the County; and

WHEREAS, the County has consented to participate in this Shared Services Agreement as evidenced by the Freeholder Board's adoption of Resolution No. 2015-00425 as dated July 8, 2015 attached hereto as Schedule "C";

NOW, THEREFORE, and in consideration the County and the Entity agree as follows:

ENTITY RESPONSIBILITIES AND OBLIGATIONS

1. Entity shall provide all information and technological services to County as requested by County in order to facilitate a smooth transition of services from Entity to County.

2. Entity shall, upon request by County, provide at no charge needed facility space (within Entity's borders) to County, on an "as needed" basis, should County decide to rotate amongst facilities for Emergency Management, training, or other exercise purposes.

a. Entity shall, upon request by County, provide at no charge appropriate space on any Entity facility (i.e. roof, co-location on existing tower, water tower, etc.) for location of County equipment (i.e. antennae, dish, etc.) and/or provision of vacant space for construction by County of any needed tower, equipment, dish, etc. Provision of such space shall be made by Entity to County at no cost to County.

3. Entity shall provide such services, on an "as needed" basis to County at no additional cost or expense pursuant to this Agreement.

4. Entity shall indemnify and hold harmless the County from any and all claim, liability or loss suffered by Entity or by County or by third persons arising as a result of the implementation of the County assuming responsibility of Entity's Central Communications/911 calls including but not limited to reasonable attorney's fees and court costs provided that such claim, liability or loss does not result from the negligent nor tortuous acts or omissions of the County, or its employees, agents or subcontractors.

5. Entity shall provide proof of commercial/general liability showing the limits of Entity's insurance. Such certificate shall be issued to the Burlington County Risk Manager at 49 Rancocas Road, P.O. Box 6000, Mount Holly, New Jersey 08060.

6. The parties hereto may modify and/or amend the obligations and duties set forth in this agreement, by mutual consent, set down in writing and executed by both parties.

B. COUNTY RESPONSIBILITIES AND OBLIGATIONS

The County agrees to:

1. Take any and all actions necessary to assist Township with implementation of the referenced Shared Services Agreement.
2. The County agrees to provide to the Entity routing of Central Communications/911 calls through the County's Office of Public Safety Services which processes shall be coordinated between the parties.
3. The parties hereto may modify and/or amend all obligations and duties set forth in this agreement, by mutual consent, set down in writing and executed by both parties.

IN WITNESS WHEREOF, the parties have caused this agreement to be signed, attested and sealed by their respective and duly authorized officials on the date and year first written above.

On a motion made by Committeeman Barton, seconded by Committeeman Franzen, Resolution 2015-125 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-126 - Approving street opening permit for 190 Carranza Road.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-126 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-127 - Approving street opening permit for 139 Brace Lane.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-127 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-128 - Approving street opening permit for 48 Oak Leaf Court.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-128 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-129 - Approving street opening permit for 3 Horseshoe Court.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-129 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-130 - Approving street opening permit for 240 Ashley Way.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-130 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-131 - Approving street opening permit for 36 North Drive.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-131 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Resolution 2015-132 - Approving street opening permit for 15 Anne Drive.

On a motion made by Committeeman Yates, seconded by Committeeman Barton, Resolution 2015-132 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Engineer Morris spoke that South Jersey Gas has been working steadily on Bozarthtown Road installing gas main and follow-ups will continue.

Administrator Cramer spoke of having discussions with the Residents of Gate Road. It has been determined that a meeting with South Jersey Gas is not necessary. There is scheduled pipe work and drainage work being reviewed. It is not clear if South Jersey is going to pick-up the price of the pipe.

Committeeman Lee explained at the time of the application, the residents of Gate Road did not disclose a drain pipe. The contractor was willing to fix the problem until other parties became involved. South Jersey produced a signed document from the resident that the pipe was not there and they have no legal obligation.

**RESOLUTION 2015-133
AWARD OF CONTRACT FOR 2015 LOCAL ROAD PROGRAM
LAKEVIEW DRIVE AND SPRING DRIVE ROAD IMPROVEMENTS**

WHEREAS, there has been public advertisement for bids and the Township Clerk has received and opened bids on September 23, 2015 at 10:00 a.m. for the purpose of awarding a contract for the aforementioned **Lakeview Drive and Spring Drive Road Improvements** and has advised that a certain entity is the lowest qualified responsible bidder for said contract and has recommended that the Municipality award said contract or reject the bids within sixty (60) days as required by N.J.S.A. 40A: 11-4; and

WHEREAS, the Township's Chief Financial Officer, as required by N.J.A.C. 5:30-1, has certified that there are sufficient funds available for the purpose of awarding a contract to said entity, said certification being attached hereto and made a part hereof.

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 follows:

1. That the Chief Financial Officer, based upon the aforementioned certificate, has declared that there are sufficient funds available for the aforesaid purpose, and that the Township Committee hereby directs that the hereinafter expenditure be charged against such funds.
2. That the Township Committee, for the aforementioned reasons, **hereby declares that Arawak Paving Co., Inc., 7503 Weymouth Road, Hammonton, NJ 08037 is the lowest qualified bidder** for the aforementioned contract and hereby awards a contract to the said entity for the aforesaid purpose in the amount of **\$205,700.00** in accordance with the terms and conditions of the Bid Proposal, the Notice to Bidders and Specifications, copies of which are on file in the Office of the Township Clerk and available for public inspection during regular business hours.
3. That the award to **Arawak Paving Co., Inc.** is consistent with the legal requirements of the lowest responsible bidder, which conforms, to all specification requirements and applicable statutory provisions.
4. That the Township Committee hereby directs the Township Clerk to return the bid securities to the following unsuccessful bidders in accordance with N.J.S.A. 40A: 11-4:

1	Dimeglio Construction Co., 594 White Horse Pike, Atco, NJ 08004
2	American Asphalt Co., Inc., 100 Main Street, W. Collingswood Heights, NJ 08059
3	DSC Construction, Inc., 308 Lexington Avenue, Bayville, NJ 08721

5. That the Township Committee does hereby direct the Township Mayor and Clerk to execute any contract documents which are necessary to effectuate the terms of this Resolution which shall be prepared by or reviewed by the Office of the Township Attorney.
 - On a motion made by Committeeman Barton, seconded by Committeeman Franzen, Resolution 2015-133 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

**RESOLUTION 2015-134
A RESOLUTION OF THE TABERNACLE TOWNSHIP COMMITTEE AUTHORIZING THE PLACEMENT OF
TEMPORARY SIGNS IN THE PUBLIC RIGHT OF WAY FOR TABERNACLE COMMUNITY FESTIVAL 2015**

WHEREAS, a request has been made for permission to place temporary signage in the public right of way associated with certain Township roads for the week of **September 28th through October 3rd, 2015**; and

WHEREAS, the request has been made by the BSA Cub Scouts Pack 439 and Education Foundation of Tabernacle in order to promote the upcoming Tabernacle Community Festival 2015 **which will take place on October 4th**; and

WHEREAS, the Township Committee is desirous of assisting the BSA Cub Scouts Pack 439 and Education Foundation of Tabernacle 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 BSA Cub Scouts Pack 439 and Education Foundation of Tabernacle to place temporary signage in the public right of way and along Tabernacle public roads promoting the upcoming Tabernacle Community Festival 2015 event as aforementioned under the following conditions:

1. All signs shall be placed at least 6' 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 Construction Official, BSA Cub Scouts Pack 439 and Education Foundation of Tabernacle.

- On a motion made by Committeeman Lee, seconded by Committeeman Yates, Resolution 2015-134 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

**RESOLUTION 2015-135
AUTHORIZING TO SOLICIT BIDS FOR 39000 GVW DUMP TRUCK
WITH PLOW HITCH / SANDER / SPRAY SYSTEM**

WHEREAS, it is the desire of the Township of Tabernacle to receive sealed bids for a **39000 GVW Dump Truck with Plow, Sander and Spray System** for the Department of Public Works; and

WHEREAS, specifications and public advertising for bids on behalf of the Township of Tabernacle shall be made in accordance with N.J.S.A. 40A: 11-13; and

WHEREAS, sealed bids will be received by the Township Clerk on behalf of the Township of Tabernacle.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey hereby authorizes the Township Administrator to solicit bids for a **39000 GVW Dump Truck with Plow, Sander and Spray System** for use in the Department of Public Works.

BE IT FURTHER RESOLVED that advertisement shall be made in the official newspaper where sealed bids will be received and opened at Tabernacle Town Hall.

- On a motion made by Committeeman Franzen, seconded by Committeeman Barton, Resolution 2015-135 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

**RESOLUTION 2015-136
AUTHORIZING TO SOLICIT BIDS FOR 19000 GVW 4WD DUMP TRUCK
WITH PLOW / SANDER / SPRAY SYSTEM**

WHEREAS, it is the desire of the Township of Tabernacle to receive sealed bids for a 19000 GVW 4WD Dump Truck with Plow, Sander and Spray System for the Department of Public Works; and

WHEREAS, specifications and public advertising for bids on behalf of the Township of Tabernacle shall be made in accordance with N.J.S.A. 40A: 11-13; and

WHEREAS, sealed bids will be received by the Township Clerk on behalf of the Township of Tabernacle.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey hereby authorizes the Township Administrator to solicit bids for a 19000 GVW 4WD Dump Truck with Plow, Sander and Spray System for use in the Department of Public Works.

BE IT FURTHER RESOLVED that advertisement shall be made in the official newspaper where sealed bids will be received and opened at Tabernacle Town Hall.

- On a motion made by Committeeman Barton, seconded by Committeeman Yates, Resolution 2015-136 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

**RESOLUTION #2015-137
A RESOLUTION OF THE TABERNACLE TOWNSHIP COMMITTEE ADOPTING CHANGE ORDER NO. 1 TO
A CONTRACT BETWEEN THE TOWNSHIP OF TABERNACLE AND MAC-ROSE CONTRACTORS FOR THE
2015 PARK IMPROVEMENTS.**

WHEREAS, on June 22, 2015 Tabernacle Township awarded a contract for the 2015 Park Improvements at Patty Bowker and Prickett's Mill Parks Project in the amount of \$87,050.00 at which the award of contract went to Mac-Rose Contractors, Inc.; and

WHEREAS, Change Orders are regulated by Local Finance Board regulation N.J.A.C. 5:34-4; and

WHEREAS, approval by the Mayor and Committee is required for all Change Orders; and

WHEREAS, The Administrator and Guzzi Engineering Associates, LLC, have recommended that the Mayor and Committee approve Change Order No.1 as described below:

Change Order #1

Description of change in scope of work:

- Amount of Original Contract: \$87,050.00
- Total Change Amount: \$ 1,316.00
- **Adjustment Based on Change Order No. 1:** **\$88,366.00**

WHEREAS, the adjusted amount of this contract based upon Change Order No. 1 is **\$88,366.000**.

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

1. Change Order No. 1 to the contract between the Township of Tabernacle and Mac-Rose Contractors, 85 Ridge Road, Browns Mills, NJ 08015 is hereby authorized by the Township; and
2. The Mayor is hereby authorized and directed to execute Change Order No. 1.

- On a motion made by Committeeman Barton, seconded by Committeeman Yates, Resolution 2015-137 was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Administrator Cramer advised there are a few adjustments to the original bid; a little more pathway at both parks. Originally it allowed for three trees to be removed. Through the Community Development Park Grant the work around the concession stand is being funded through the Recreation Grant.

Motions: Approval was given for the Parade Permit Application for the Pinelands Preservation Alliance – Tour de Pines: Date: Sunday, October 4, 2015.

- On a motion made by Committeeman Lee, seconded by Committeeman Barton, the Parade Permit Application was offered for adoption.

Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Public Comment

Stuart Brooks, 78 Moores Meadow, spoke about a Facebook page "Tabernacle Journal" post regarding OPRA request.

Keith Zane, 14 Richter Road, thanked the Township Committee for their support for the Tabernacle Community Fall Festival scheduled for Sunday, October 4, 2015 and posting all of the information on the Township Webpage.

Fran Brooks, 78 Moores Meadow Road, spoke of a comment made by Jason Litowitz regarding her Tabernacle Journal Facebook page. Ms. Brooks spoke about her email regarding the fleet transports for Shamong Township and Tabernacle Rescue Squad insurance for 2013 and 2014.

Linda Chamberlain, 32 Waltham Way, made a plea for the pipelines which she spoke of it affecting wetlands and streams for clean water.

Jason Litowitz, 5 Horseshoe Court, clarified a he statement made and commented on the Facebook page. Mr. Litowitz apologized for the misinterpretation regarding a charge that appeared on the Attorney's bill and offered to reimburse the Township for the small charge.

Kathy Burger, 18 Woodside Drive, spoke about the contract for the squad and her experience with OPRA for these documents. Ms. Burger spoke of not understanding why payments are made if there is no contract in place with the fire company. Ms. Burger asked that an update be provided on the demolition for the property located at 22 Lee Drive.

Closed public comment.

REPORTS

Township Engineer

Engineer Morris spoke about the 2015 NJDOT Grant Application is due October 20, 2015 will be for Oak Shade Road from the Medford Lakes Road to the Shamong Township line.

Township Administrator

Bob Perri has submitted his retirement and request Committee's approval to advertise for his replacement and hold discussions for shared service.

- Deputy Mayor Franzen made the motion, seconded by Mayor Brown for the approval to advertise for a replacement and have discussions for shared service for the position.

Roll Call: Barton, Franzen, Brown Nays: Lee Abstained: Yates

Storm Damage/ Brush Pick up: The clean-up has been completed for the storm damage. The 2015 fall Brush is on schedule for all four Sections.

LOSAP: The reports are totaled and due to be completed by the end of the year. Updates have been done in the past on a monthly basis and may be stretched to quarterly. Lincoln Financial is still the financial institution.

Gate Road: Everything is coming together and will hopefully be resolved. An amount of all money issues will be approximately \$3,000.00 to the satisfaction of all parties.

Lee Drive: A demolition permit has been issued and it should be completed in the next few months.

Wimbledon Way: Mortgage Company has provided a contact person for the demolition required.

Township Solicitor

Mr. Lange spoke of a comment made earlier in the meeting regarding a charge on his billing. It has never been his practice to have independent contact with citizens and the normal practice is that he refers them back to the Township Administrator or Mayor. Mr. Lange apologized for the charge and will make adjust the credit.

Mr. Lange spoke about the landlord ordinance on the books. Timber Glen case in which the appellate division has made it clear that we need statutory empowerment to have the ordinance on the books. We can place something that allows the Code Enforcement to address issues and code violations; such as not being able to gain access for inspections.

Township Committee

Committeeman Barton spoke about an email Fran Brooks provided to the Committee regarding the rescue squad revenues in which he has never seen, nor know that it existed. He spoke about being upset of not being aware of the agreement with Shamong Township receiving free transports to uninsured residents of Shamong Township; the Squad is using Township assets in which include the building that our tax payers built.

Committeeman Lee – Spoke of his disappointment regarding the email from Fran Brooks concerning the rescue squad revenues. The question had been asked numerous times; and he is not sure if members of the Committee were aware of this; the squad went on their own and made the agreement with Shamong Township and felt disappointed that there was no discussion with the Township Committee. At the end of the day, the building is a Township asset and the emergency squad is an asset. He spoke that he would entertain a motion to ask Solicitor Lange to begin the process to prepare a Facility Use Agreement and modify the Facility Use Agreement for the building on New Road, have a contract for all emergency services, and look into the language of a hiring a public safety director.

- The motion was made Committeeman Lee to have Solicitor Lange to begin the process to prepare a Facility Use Agreement and modify the Facility Use Agreement for the building on New Road, have a contract for all emergency services, and look into the language of a hiring a public safety director. The motion was seconded by Committeeman Yates.
- Committeeman Yates spoke of this being the first time seeing the Shamong Township document with the squad and spoke of being stunned that this has happened and the Committee was not being informed. Apparently nobody is aware that has been going on for over one year.

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

Committeeman Lee thanked Keith Zane for his presentation regarding the Tabernacle Fall Festival. The Boy Scouts is conducting a pancakes breakfast at the fire house on Saturday, November 7, 2015 from 8:00 a.m. to 12:00 noon. The Eagle Scouts are having a ceremony on Saturday, November 28, 2015 in which proclamations will be needed.

Committeeman Lee spoke about the FIOS applications being available at the Municipal Clerk's Office. There were 28 applications received; however, 35 applications are needed; Comcast subscribers are not eligible.

Mr. Lee mentioned his continued support of the pipeline. Mr. Lee spoke of not being aware of the submission date of the squad's financial information and wanting to look at potentially changing the LOSAP program; the fire company has expressed an interest in changes.

Deputy Mayor Franzen indicated he had not had a chance to read Fran Brooks' email and would prefer to listen to all parties involved and not make any decisions and rather make arrangements for a meeting with the squad. Mr. Franzen spoke about appreciating the information provided regarding the pipeline and is in support of the project.

Mayor Brown spoke that she received a hard copy of the email and feels it was a "knee jerk" reaction by some members of the governing body and she will not vote without thoroughly read the document. The NJDEP is in the process of preparing a plan to have a public hearing on their plan. Keith Zane was thanked for his presentation.

Adjournment

On a motion made by Committeeman Barton, seconded by Committeeman Yates, the meeting was adjourned at 10:00 p.m.
Roll Call: Barton, Franzen, Lee, Yates, Brown Ayes: 5 Nays: 0 Motion carried.

Respectfully submitted,

La Shawn R. Barber

La Shawn R. Barber, RMC
Municipal Clerk

Approved: 10/26/2015