

TABERNACLE TOWNSHIP COMMITTEE WORKSHOP MEETING MINUTES November 10, 2014

Call to Order: Mayor Joseph W. Barton called the meeting to order at 8:00 p.m., followed by the Pledge of Allegiance to the flag.

The Township Clerk read the Sunshine Notice Statement as follows:

Sunshine Notice: This meeting is called pursuant to the Open Public Meetings Law. This meeting of **November 10, 2014** 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:

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

In attendance:

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



Public Comment on agenda items only.

Stuart Brooks, 78 Moores Meadow Road, questioned the Township’s involvement for advertisement regarding for the Resolution with Evesham Township. Mr. Brooks also questioned Resolution 2014-161 regarding canceling appropriations to surplus.

Fran Brooks 78 Moores Meadow Road questioned who was included in the RFP professionals’ proposals to be discussed in executive session.

Mayor Barton spoke that no decision will be made tonight and that the Township Committee will look at applications for the Township Attorney, Engineer, Site Plan Engineer, Auditor, Bond Counsel and Architect. We may want to interview some of the professionals that have submitted proposals and make a decision at a later date.

Ms. Brooks questioned the decision to enter into the shared services agreement with Evesham Golf Club which is restricted to website advertising, and questions the possibility of outdoor advertisement at a later date.

Ms. Brooks questions where the money goes after it is canceled to surplus.

Approval of Bills

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

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

Resolutions

2014-158

**RE: APPROVING BURLINGTON COUNTY FARMLAND PRESERVATION PROGRAM –
ACQUISITION TARGETING LIST (ATL).
(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, Municipal review was given to the Burlington County Farmland Preservation Program (BCFPP) 2014 Acquisition Targeting List of the following into the Farmland Preservation Easement Purchase Program:

Landowner/Applicant	Block /Lot	Township
Abrams, Grace	Block 1002, Lot 6	Tabernacle
Conte Brothers	Block 903, Lot 14.01 and Block 903, Lot 22.01	Tabernacle

Cutts, John	Block 1601, Lot 1	Tabernacle
Eckert, Josephine	Block 1201, Lot 30.01	Tabernacle
Gardner, John J.	Block 1101, Lot 20.02 and 1101, Lot 21.02	Tabernacle
Grovatt, Howard	Block 1201, Lot 15.01	Tabernacle
Harker, Ronald C.	Block 901, Lot 7.01, Block 902, Lot 12, Block 1002, Lot 1.01 Block 1101, Lot 12	Tabernacle
Hillman, Clarence	Block 404, Lot 6.02	Tabernacle
Lennon, Helene	Block 1002, Lot 13.02 Block 1002, Lot 14 Block 1002, Lot 15	Tabernacle
Lindaberry, Jr., Robert L.	Block 902, Lot 8	Tabernacle
McNaughton, William J.	Block 1101, Lot 13.02	Tabernacle
O'Neal, Harvey A.	Block 902, Lot 13	Tabernacle
O'Neal, Robert H.	Block 902, Lot 11	Tabernacle
Robin Acquisitions, LLC	Block 1202, Lot 20 Block 1202, Lot 21	Tabernacle
Russo's Fruit and Vegetable Farm	Block 902, Lot 18 Block 1201, Lot 11.01 Block 1201, Lot 19.01 Block 1201, Lot 24.01 Block 1201, Lot 30.07	Tabernacle
Scales, Frank C.	Block 1201, Lot 13	Tabernacle
Snow, Patricia A.	Block 901, Lot 5.01	Tabernacle
Stevens, John W.	Block 902, Lot 9.01	Tabernacle
Wallen, Ralph S	Block 1201, Lot 1	Tabernacle
Zimmerman, Florence	Block 1101, Lot 11.01	Tabernacle
Zimmerman, Ruth	Block 404, Lot 3 and Block 1301.01, Lot 1.01	Tabernacle

And;

Whereas, Tabernacle Township also approves adding an additional farm on Block 1101, Lot 11.02 into the preservation program from which this 18.5 Acres farm sits as a whole in the center of the (ATL). Lot 11.02 is presently being farmed as part of Indian Mills Nursery. This property meets the four (4) major conditions for inclusion within an Agriculture Development Area.

- a) It is in our agricultural production zone.
- b) It is free of conflicting commercial and suburban development.
- c) Actively pursuing agricultural production.
- d) Agriculture is the preferred use.

Whereas, the following property is less than a twenty (20) acre parcel and we ask for it to be included in the Burlington County Agriculture Development Area and the 2014 Acquisition Targeting List (ATL):

Landowner/Applicant	Block /Lot	Township
McNaughton, Noble	Block 1101, 11.02	Tabernacle

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 2014 Farmland Preservation Easement Purchase Program.

Now, Therefore, Be It Resolved, that Tabernacle Township Committee, County of Burlington, and State of New Jersey, does hereby support the preservation of the properties listed above through the Burlington County Farmland Preservation Program.

- On a motion made by Mr. Lee, seconded by Mr. Yates Resolution 2014-158 was offered for adoption. *Motion carried.*

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

RESOLUTION 2014-159

RE: APPROVING SEASONAL SNOWPLOW DRIVER/LABORER APPOINTMENT FOR THE PUBLIC WORKS DEPARTMENT (SOMES)

Whereas, the Director of Public Works recognizes the need to fill this position of Seasonal Snowplow Driver/Laborer with a responsible applicants to primarily handle the duties involved in removing snow and ice from roadways for the Department of Public Works; and

Whereas, the Township Administrator/Director of Public Works has reviewed applications on file to find the best candidate to fill this position; and

Whereas, Township Administrator has selected **Frank Robert Somes, 9 Turtle Creek Road, Wading River, NJ 08215** to fill this position on the basis of his qualifications and experience; and

Whereas, funds are available for payment of salaries in the 2014 Tabernacle Township budget, rate of \$21.00 per hour.

Now, Therefore, Be It Resolved, that the Township Committee of Tabernacle Township, County of Burlington, State of New Jersey, hereby approves said Resolution for Township Seasonal Snowplow Driver/Laborer appointment for the Public Works Department, **effective immediately**.

- *Mr. Cramer spoke that we are adding to our list of plow of drivers.*
- On a motion made by Mr. Franzen, seconded by Ms. Brown, Resolution 2014-159 was offered for adoption. *Motion carried.*

Roll Call: Ayes: Brown, Franzen, Yates, Barton Nays: 0 Abstain: Lee

**RESOLUTION 2014-160
RE: 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

WHEREAS, the approval of this resolution to be adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to the appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle that the following transfers be made:

FROM (inside cap)

4-01-20-165-204	Engineering O.E.	10,000.00
4-01-20-165-205	DEP Consultant O.E.	3,000.00
4-01-23-215-20A	Workers Compensation	12,000.00
4-01-23-220-20J	Disability Insurance	6,000.00
4-01-23-220-20L	Dental Insurance	8,000.00
Total		\$39,000.00

TO (inside cap)

4-01-20-155-204	Legal Services O.E.	10,000.00
4-01-23-220-20k	Employee Group Insurance	16,000.00
4-01-26-300-102	Public Works S&W	13,000.00
Total		\$39,000.00

BE IT FURTHER RESOLVED that a certified copy of this resolution is forwarded to the Chief Financial Officer.

- On a motion made by Ms. Brown, seconded by Mr. Yates Resolution 2014-160 was offered for adoption. *Motion carried.*

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

**RESOLUTION 2014-161
RE: CANCELLATION OF UNEXPENDED IMPROVEMENT AUTHORIZATION TO CAPITAL SURPLUS**

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Surplus, and unused debt authorizations may be canceled;

NOW THEREFORE, BE IT RESOLVED, by the Committee of the Township of Tabernacle, County of Burlington, and State of New Jersey that the following unexpended and dedicated balances of the General Capital Appropriations be canceled:

Ord #	Date Authorized	Description	Amount Canceled	
			Funded	Unfunded
2010-02	2/23/2010	Emergency Rescue Squad Building	102,000	
2013-06	4/08/2013	Acquisition of Power Ambulance Stretchers	88,003	
		Total	\$190,003	

- On a motion made by Ms. Brown, seconded by Mr. Yates Resolution 2014-161 was offered for adoption. *Motion carried.*

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

***Discussion:** Mr. Franzen addressed his concerns regarding the advertisement requirement for Facebook and Twitter accounts; the fee will benefit a minimum amount of people in town and not worth it and the requirement of providing tables and chairs for public events.

Mr. Yates spoke of providing written notice to terminate within 90 days if we are not happy with it.

Ms. Brown addressed her concern for advertisement and the extra work on the staff.

**RESOLUTION 2014-162
AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH EVESHAM TOWNSHIP FOR
PARTICIPATION IN THE EVESHAM GOLF COURSE MUNICIPAL PARTNERS
AGREEMENT**

WHEREAS, the Township of Evesham owns a municipal golf course known as Indian Spring Golf Course; and

WHEREAS, Evesham Township has created a Municipal Partners Program to offer reduced rate green fees and other amenities to residents of other municipalities in Burlington County which do not have a municipal golf course of their own; and

WHEREAS, the program is a Shared Services Program pursuant to N.J.S.A. 40A:65-1 et seq., in that Evesham Township will provide a service that is currently unavailable to other municipalities; and

WHEREAS, Tabernacle Township determines that entering a no-cost agreement with Evesham Township provides a benefit to Tabernacle's residents.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey does hereby authorize the Mayor and Municipal Clerk to enter into an Agreement with the Township of Evesham known as the Evesham Gold Course Municipal Partners Agreement.

AGREEMENT

This Agreement is entered this 10th Day of November, 2014 by and between the Township of Evesham, a municipal corporation in the State of New Jersey with a principle place of business at 974 New Road, Marlton, New Jersey 08053 (hereinafter "Evesham") and **Tabernacle Township**, a municipal corporation in the State of New Jersey with a principle place of business at **163 Carranza Road, Tabernacle, NJ 08088** (hereinafter "Partner Municipality").

WITNESSETH:

WHEREAS, the Township of Evesham owns a municipal golf course known as Indian Spring Golf Course; and

WHEREAS, Evesham Township has created a Municipal Partners Program to offer reduced rate green fees and other amenities to residents of other municipalities in Burlington County which do not have a municipal golf course of their own; and

WHEREAS, this Agreement creates no-cost relationship between Evesham Township and the Partner Municipality whereby residents will receive reduced rate green fees and other amenities in exchange for free advertising of the Indian Spring Golf Course in Marlton.

WHEREAS, the program is a Shared Services Program pursuant to N.J.S.A. 40A:65-1 et seq., in that Evesham Township will provide a service that is currently unavailable to other municipalities; and

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties hereto agree as follows:

1. Term – This Agreement shall commence on January 1, 2015 and run for a maximum two-year term expiring no later than December 31, 2016.
2. Responsibilities of Evesham Township – As consideration for this partnership, Evesham Township shall provide the following:
 - a. Evesham Township shall provide a reduction of five dollars (\$5.00) per round of golf for each resident of the Partner Municipality upon the presentation of photo identification demonstrating the residency of the golf patron in the Partner Municipality for golf from daily opening until 5:00 p.m., excluding senior rates, nine hole rates and league rates which are already equal to residential rates.
 - b. Evesham will provide a designated representative for working with non-profits, civic league organizations and residents of Partner Municipality to arrange golf outings and special events at the Evesham Golf Course.

3. Termination – This Agreement may be terminated by either party upon ninety (90) days written notice to the other municipality. If, pursuant to the terms of this Agreement, this

Agreement shall be terminated or cancelled then neither party shall have any further liability to the other.

IN WITNESS WHEREOF, the undersigned have set their hands and seals the day and year first above written.

- Mr. Lee made a motion to eliminate item (#3) three which addresses the requirement for advertisement and providing tables and chairs. Mr. Yates seconded the motion and Resolution 2014-162 was offered for adoption. *Motion carried.*

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

Old / New Business

Best Practice Certification – Chief Finance Officer spoke of the Best Practices Worksheet and requirements for this to be addressed at a public meeting. The members of the Township Committee reviewed the worksheet as submitted. Mr. Henry reported that this would be filed in the Municipal Clerk's Office.

Report of the Township Administrator

Mr. Cramer reported on the BURCO Dividend amount Tabernacle received for 2014 to be in the amount of \$6,218.00.

- A motion was made by Ms. Brown for the Township to receive the total dividend as a credit against our 2015 JIF Assessment. Mr. Franzen seconded the motion.

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

Mr. Cramer provided a report on the school blinking light situation at which the control box is not being consistent and spoke of cost estimates for upgrades to the control box and flashing signage.

Mr. Lange spoke of his opinion with the signs leading into and out of the school zone causes people to err on the side of caution to do 25 miles per hour. The blinking lights are more visible and impacting when they are lit.

Mr. Franzen spoke that it should be something that the school handles, and if we cannot work it out with the lighted system then the signage is the perfect solution.

Mr. Yates agrees that the Township should remove itself and it should be the schools responsibility. If the schools do not want to take it over, we should just abandoned it and put up signs.

Mayor Barton and Mr. Cramer will meet with the members of the school to address these concerns and see what direction to go.

Report of the Township Solicitor

Mr. Lange reported that the Township will have its hearing with the Local Finance Board on Wednesday regarding the application for the dissolution of the Fire District.

Mr. Lange reported that he reached out again today to The Pinelands Commission over the Medford Park zoning ordinance. They have it along with our maps. We will be hearing from them.

Report of the Township Committee

Mr. Yates wished Committeewoman Brown a Happy Birthday.

Committeewoman Brown spoke that she and Mr. Cramer are still working on the shared services with the Municipal Courts. We are getting close but still have a few things to iron out.

Deputy Mayor Lee spoke of hosting representatives for the cranberry harvest at his farm. Things went well. Mr. Lee also offered condolences to Joe Conte and Frank Casano. Congratulations were also given to Committeewoman Brown on her re-election.

Committeewoman Brown thanked the residents for voting for her during the general election.

Public Comment

Jason Litowitz, Horseshoe Court, thanked the Township Committee for looking into the light issues and spoke of doing what is best for safety not just for Township.

Fran Brooks, Moores Meadow Road, questioned if there is a Township policy regarding redaction of executive session minutes, approval and release of those minutes. Ms. Brooks spoke about the redacted minutes she received that dealt with her lawsuit since the matter was resolved. Ms. Brooks spoke of receiving redacted executive session minutes regarding underground storage tanks as it does not appear to be protected under OPMA.

Ray McCarty, 368 Tuckerton Road, spoke about the repaving of Tuckerton Road between Old Indian Mills and Forked Neck. It went very well.

No further public comments.

- Committeewoman Brown left the meeting.
- Mr. Lange will be excused from executive session discussion.

Executive Session Resolution

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

Whereas, the Governing Body wishes to discuss matters involving application contract review of the RFP for 2015 professional services. Pursuant to NJSA 10:4-12(B) (8) this matter will be discussed in a closed session from which the public shall be excluded.

Closed to the public.

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED, that the public be excluded from this meeting.

- On a motion made by Mr. Lee, seconded Mr. Yates. **Closed to the public at 8:14 P.M.**

Roll Call: Those in favor: 4 Opposed: 0

Rreopen. On a motion made by Mr. Yates, seconded by Mr. Franzen, members of the Township Committee returned from executive session to pursue adjournment.

Roll Call: Those in favor: 4 Opposed: 0

Adjournment. It was moved by Mr. Lee and seconded by Mr. Franzen to adjourn the meeting at 8:46 p.m.

Respectfully submitted,

La Shawn R. Barber, RMC/CMR
Township Clerk

- **Approved: 11/24/2014**