

Township of Tabernacle

Town Hall
163 Carranza Road
Tabernacle, NJ 08088



TOWNSHIP COMMITTEE MEETING WORKSHOP AGENDA

MARCH 26, 2018 - 7:30 PM

Governing Body

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

TOWN HALL ADMINISTRATIVE TEAM

Douglas Cramer, CPWM, Administrator	Terry W. Henry, Chief Finance Officer
Dante Guzzi, Township Engineer	Col. William C. Lowe, Emergency Management
Kimberly L. Smith, Tax Collector	Thomas Boyd, Construction Official
Peter C. Lange, Jr., Esq. Solicitor	La Shawn R. Barber, Municipal Clerk

www.townshipoftabernacle-nj.gov

1. **Call to Order** **Flag Salute** **Open Public Meetings Act Statement**
2. **Roll Call**
3. **Public Comment** (*agenda items only*)
4. **Approval of Bills**
5. **Approval of Minutes**
 - January 22, 2018 (Executive)
 - February 12, 2018 (Regular)
 - February 26, 2018 (Regular & Executive)
6. **Municipal Budget Presentation**
 - Discussion - Overview
 - Resolution 2018-46: Introduction of Municipal Budget (*Public Hearing: 4/23/2018 * 7:30 P.M.*)
 - First Reading: ORDINANCE 2018-1: AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) (*Public Hearing: 4/23/2018 * 7:30 P.M.*)
7. **New Business**
 - First Reading: ORDINANCE 2018-2: AMENDING ORDINANCE 2001-1: ESTABLISHING THE CONDUCT OF BINGO AND RAFFLES (*Public Hearing: 4/23/2018 * 7:30 P.M.*)
 - Resolution 2018-47: Refund Overpayment for Vacant/Abandoned Registration Fee
8. **Old Business**
 - Sub-Committee – Municipal Court (*Deputy Mayor Lee and Committeeman Franzen*)
 - Resolution 2018-48: Appointment of Municipal Court Judge
 - Sub-Committee – PSD and OEM Positions (*Deputy Mayor Lee and Committeeman Yates*)
9. **Reports**
 - Emergency Management Coordinator
 - Township Engineer
 - Township Administrator
 - Township Solicitor
 - Township Committee
10. **Public Comment** (please state your name & address for the record)
11. **Adjournment**

**TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY**

**ORDINANCE 2018-1
CALENDAR YEAR 2018**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to **2.5%** unless authorized by ordinance to increase it to **3.5%** over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the **3.5%** percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the (Township Committee) of the Township of Tabernacle in the County of Burlington finds it advisable and necessary to increase its CY 2018 budget by up to **3.5%** over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Committee hereby determines that a **3.5 %** increase in the budget for said year, amounting to **\$ 32,744** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Tabernacle, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Township of Tabernacle shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by **3.5%**, amounting to **\$114,605**, and that the CY 2018 municipal budget for the Township of Tabernacle be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduced: March 26, 2018

Adopted:

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

**TOWNSHIP OF TABERNACLE
Ordinance 2018-2**

**AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE AMENDING CHAPTER IV GENERAL
LICENSING OF
THE REVISED TOWNSHIP CODE OF ORDINANCES
WITH RESPECT TO BINGO AND RAFFLE LICENSES**

WHEREAS, the Committee of the Township of Tabernacle after reviewing the existing regulations and pursuant to the recommendation of the Township Solicitor, finds that there is a need to modify the Tabernacle Township Code provisions as currently exists under Chapter IV of the Revised Township Ordinances Section 4-9 which is applicable to Bingo and Raffle Licenses; and

WHEREAS, the Township Committee desires to amend Section 4-9 of the Township Code to provide for the Township Clerk to be the issuing authority responsible for approving bingo and raffle licenses and to otherwise amend the Township Code with respect to bingo and raffle licensing.

NOW, THEREFORE, BE IT ORDAINED by the Tabernacle Township Committee that Tabernacle Township Code Chapter IV, Section 4-9 entitled "Bingo and Raffles" is deleted in its entirety and replaced with the amended Section 4-9 as follows:

4-9 BINGO AND RAFFLES.

4-9.1 STATUTORY AUTHORITY; COMPLIANCE AND PROVISIONS.

Subject to all provisions of N.J.S.A. 5:8-24, et seq." Bingo Licensing Law," N.J.S.A. 5:8-50, et. seq. "Raffles Licensing Law," and in accordance with N.J.A.C. 13-47 et seq." Rules of Legalized Games of Chance" issued by the Legalized Games of Chance Control Commission, games of chance shall be permitted in the Township of Tabernacle.

4-9.2 ISSUING AUTHORITY

The issuing authority, as defined in N.J.S.A. 5:8-24, et seq. and N.J.S.A. 5:58-50, et seq. responsible for approving bingo and raffle licenses shall be the Municipal Clerk.

4-9-3 SUNDAY GAMES

Any applicant authorized by law to conduct any games of chance, including raffles and bingo, shall be permitted to conduct the same on any day of the week, including Sunday as provided by N.J.S.A. 5:8-31 and N.J.S.A. 5:8-58.

4-9-4 LICENSE APPLICATION

Subject to all provisions of N.J.S.A. 5:8-26 and N.J.S.A. 5:8-52 each applicant for a license to hold and operate games of bingo or raffle shall file with the Township Clerk written application with required fees. The issuing authority shall approve or deny all applications for bingo or raffle licenses.

4.9-5 LICENSE FEES

a. Licensing fees payable to the Legalized Games of Chance Control Commission shall be as set forth in N.J.A.C. 13:47-4.9.

b. The Township shall collect a separate fee equal to that levied by the Legalized Games of Chance Control Commission pursuant to N.J.A.C. 13:47-4.10.

4.9-6 ORGANIZATIONS ELIGIBLE FOR LICENSE

No license to conduct a game of chance as authorized by law shall be issued to any organization not having a bona fide situs established in good faith within the State of New Jersey and actively engaged in serving one or more of the authorized purposes as defined by the rules and regulations of the Legalized Games of Chance Control Commission.

4.9-7 UNLICENSED GAMES UNLAWFUL; VIOLATION OF LAW

a. No person, organization, club, company or squad shall conduct, operate, run or sponsor any unlicensed bingo or raffle within the municipality;

b. No person, organization, club, company or squad shall violate any of the terms or provisions of any one (1) or more of the following:

1. Bingo Licensing Law, N.J.S.A. 5:8-24 et seq.
2. Raffle Licensing Law, N.J.S.A. 5:8-50 et seq.
3. Bingo and Raffles, N.J.A.C. 13:47 et seq.
4. Any provisions of this section.

4.9-8 SUSPENSION OR REVOCATION OF LICENSE

The governing body, pursuant to N.J.S.A. 5:8-30 and N.J.S.A. 5:8-57, may suspend and revoke any issued bingo or raffle license, after a hearing, for any violation of this chapter or applicable state law. The governing body may suspend the operation of a bingo or raffle license pending a hearing, in which case a hearing must be held within five (5) days after such action. Notice of hearing shall be served personally upon an officer of the licensee or the member in charge of the bingo or raffle or sent by registered mail or certified mail to the licensee at the address shown on the license. All decisions and findings by the governing body regarding suspension or revocation of a bingo or raffle license shall be in writing.

4.9-9 VIOLATIONS AND PENALTIES

Any person, organization, club, company or squad who violates any of the provisions of this section shall be subject to the following penalties:

a. Suspension and revocation of any outstanding license;

b. Suspension from obtaining a bingo or raffle license in the municipality for a period of one (1) year from the date of violation;

c. If a person, not more than ninety (90) days imprisonment and/or fine of not more than five hundred (\$500.00) dollars;

d. If an organization, club company or squad, a fine of not more than one thousand (\$1,000.00) dollars; or

e. As provided in the New Jersey Administrative Code.

BE IT FURTHER ORDAINED that all other provisions of the Township Code currently in effect, are hereby saved from repeal, and shall remain in full force and effect;

BE IT FURTHER ORDAINED that if any provision of any section, subsection, paragraph, subdivision or clause of this chapter shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this ordinance.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon final passage and publication in accordance with law.

ALL OF WHICH IS ADOPTED this 26th day of March, 2018, by the Tabernacle Township Committee.

La Shawn Barber, RMC
Municipal Clerk

Joseph W. Barton, Mayor

PUBLIC NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the Regular Meeting by the Commissioners of the Township of Tabernacle held on March 26, 2018.

**TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY**

**RESOLUTION 2018-46
RE: INTRODUCTION OF 2018 TABERNACLE TOWNSHIP
MUNICIPAL BUDGET**

WHEREAS, the Municipal Budget of the Township of Tabernacle, County of Burlington for the fiscal year 2018; and

WHEREAS, the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2018; and

NOW, THEREFORE, BE IT RESOLVED, that said budget be published in Tabernacle Township's official newspapers.

BE IT FURTHER RESOLVED, by the Governing Body of the Township of Tabernacle does hereby approve the following Budget for the year 2018.

DATE: MARCH 26, 2018

**LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK**

JOSEPH W. BARTON, MAYOR

VOTE ON ADOPTION

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Township Committee of the Township of Tabernacle at a meeting held on the ___ day of March 2018

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

**TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY**

**RESOLUTION 2018-47
AUTHORIZING FINANCE DEPARTMENT TO
REFUND VACANT / ABANDONED PROPERTY REGISTRATION**

WHEREAS, the Township of Tabernacle accepted initial registration fee for Vacant / Abandoned Property for Block 203, Lot 6.01 (366 Medford Lakes Road); and

WHEREAS, this registration is for an overpayment in the amount of \$500.00 on Block 203, Lot 6.01.

THEREFORE BE IT RESOLVED, that the Finance Dept. be directed to refund the initial registration fee paid to:

Safeguard Properties Management, LLC
7887 Safeguard Circle
Valley View, OH 44125

BE IT FURTHER RESOLVED, by the Township Committee, Burlington County, State of New Jersey that the Treasurer be directed to draft a check totaling the amount of **\$500.00** to the person named above.

DATE: March 26, 2018

JOSEPH W. BARTON, MAYOR

**LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK**

**TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY**

**TOWNSHIP OF TABERNACLE
RESOLUTION 2018 - 48
APPOINTMENT OF MUNICIPAL JUDGE**

WHEREAS, the Township of Tabernacle, pursuant to Ordinance, established the Tabernacle Township Municipal Court pursuant to Chapter 264, Laws of 1948, as amended by Chapter 394, Laws of 1948, of the State of New Jersey; and

WHEREAS, the Township Code provides the Township Committee shall appoint a Municipal Court Judge for the term prescribed by law; and

WHEREAS, N.J.S.B 2B:12-4 provides that the Judge of the Municipal Court shall serve for a term of three (3) years from the date of appointment, unless selected to fill an unexpired term; and

WHEREAS, after providing many years of superior service for the Township of Tabernacle, the Honorable Judge Richard Andronici, JMC has retired from the Tabernacle Township Municipal Court effective April 1, 2018 thereby creating an unexpired term; and

WHEREAS, the Township Committee is desirous of appointing Lois F. Downey, JMC as the Municipal Court Judge to complete the current term ending December 31, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tabernacle that **Lois F. Downey, JMC be and is hereby appointed as the Judge of the Tabernacle Township Municipal Court, to fill an unexpired term to expire on December 31, 2018.**

I HERBY CERTIFY that the forgoing is a true copy of the Resolution adopted by the Tabernacle Township Committee at their meeting held on March 26, 2018.

DATE: March 26, 2018

**La Shawn Barber, RMC/CMR
Township Clerk**

Joseph W. Barton, Mayor