CALL TO ORDER – Mayor Brown called the meeting to order at 7:30 p.m.

FLAG SALUTE – Mayor Brown led in the Salute to the Flag.

OPEN PUBLIC MEETINGS ACT STATEMENT
“The Provisions of the Open Public Meetings Act have been met. Notice of this meeting, Resolution 2021-22, has been transmitted to the Burlington County Times, Central Record, Courier Post, posted on the Bulletin Board of the Municipal Building, posted on the Tabernacle website, given to the Municipal Clerk on January 6, 2021, and given to those having requested and paying for same.” Read by Municipal Clerk Kennedy.

ROLL CALL Those members present upon roll call were: Mr. Barton, Ms. McGinnis, Mr. Moore, Mr. Sunbury and Mayor Brown.
Administrative Team members in attendance were: Mr. Cramer, Administrator, Mr. Guzzi, P.E., Mr. Burns, Esq., Mr. Haines, CMFO, Mrs. Smith, CTC/QPA, and Mrs. Kennedy, RMC/CMC

PUBLIC COMMENT (Agenda items only)

Stuart Brooks, Moores Meadow Road, questioned if there is a match from Tabernacle for Item #2, Resolution 2021-72 DCA. Mr. Brooks asked for Mr. Guzzi to report any update on guide rails on Carranza Road.
Fran Brooks, Moores Meadow Road, stated she has issues with the way the Cannabis ordinance is written. She had serious issues with the definitions.

ORDINANCES – FIRST READING (No public hearing on introduction)

INTRODUCTION ~ ORDINANCE 2021-02 – EXCEED CAP
MOTION – Mr. Moore made a motion to introduce ordinance 2021-02, seconded by Ms. McGinnis. Rodney Haines, CMFO explained the ordinance.
Ayes – Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

INTRODUCTION – ORDINANCE 2021-03 – CANNABIS

MOTION – Mr. Barton made a motion to table Ordinance 2021-03, seconded by Ms. McGinnis. Ayes – Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

RESOLUTIONS
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2021-73 – SELF EXAMINATION OF BUDGET

MOTION - Ms. McGinnis made a motion to adopt Resolution 2021-73, seconded by Mr. Moore. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

RESOLUTION 2021-70 – INTRODUCTION 2021 BUDGET

MOTION - Ms. McGinnis made a motion to adopt Resolution 2021-70, seconded by Mr. Moore. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

RESOLUTION 2021-71 ~ DRUG ALLIANCE - GRANT YEAR FY 2022

MOTION - Ms. McGinnis made a motion to adopt Resolution 2021-71, seconded by Mr. Sunbury. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

RESOLUTION 2021-72 - APPLICATION FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

MOTION – Mr. Sunbury made a motion to adopt Resolution 2021-72, seconded by Mr. Moore. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

APPROVAL OF BILLS

MOTION – Mr. Sunbury made a motion to approve the bills as listed on the bill list, seconded by Mr. Moore. Mr. Barton questioned the certification for the playground mulch, to which Mr. Cramer advised it is 100 cubic yards per load. Mr. Barton asked why the Verizon wireless bill was so high. Mr. Cramer will look it up. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.

APPROVAL OF MINUTES

March 8, 2021 – Executive Session

March 22, 2021 – Regular Meeting
March 22, 2021 – Executive Session – There was no executive session on March 22, 2021. It was an error.

April 12, 2021 – Workshop Meeting

MOTION – Mr. Barton made a motion to approve the above referenced minutes, seconded by Mr. Moore. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried.
PUBLIC COMMENT

Mayor Brown opened the meeting to public comment. Being none, Mayor Brown closed public comment. Mayor Brown advised everyone she made several announcements that this was Public Comment and would anyone like to speak. Still, no one responded.

REPORTS

Engineer – Mr. Guzzi reported that the 2020 CDBG is out to bid, with bids being received in June. Oak Shade Road II will have a pre-construction meeting June 9th. The Carranza Road plans have been resubmitted to DCA. The County has not returned his calls regarding the guide rails. The DOT grant will be out soon, with the next road being Pricketts Mill. Mr. Barton questioned the sewer connection for the Township which was discussed several months ago. Mr. Guzzi advised him this will be discussed at the June workshop meeting.

Ms. McGinnis brought up that Mrs. Brooks could not get on during public comment; however, Mayor Brown advised her their microphones were open showing they were green and live. Mr. Guzzi repeated that he has not heard back from the County regarding the guide rails. Ms. McGinnis said Mrs. Brooks would like to make a comment.

Administrator – Mr. Cramer responded regarding the question about Verizon bill stating it was for two months. Public Works is working on road cracks, using a rental machine. Public Works is also working on Irick’s Causeway on the westside of Powell Place, trying to make it accessible for fighting fires. Mr. Cramer is working with Woodland Township for a shared service with the construction office. He should have this for the workshop meeting. Mr. Cramer has also been working with Shamong and Tabernacle rescue shared service; so, it is fair to everyone. He will have more information for the workshop meeting. Mr. Cramer asked if some of the parks could be open since the Governor has been lifting restrictions.

Township Solicitor - Mr. Burns will reserve his comments for executive session. The litigation at Appellant Division is ongoing.

Emergency Management – Mr. Sunbury reported that on June 5th from 9:00 a.m. to noon, free covid shots for age 12 and older will be available at the fire house. The second shot will be June 26th. The Governor will lift the mask mandate for indoors on May 28th. Mr. Sunbury has no issue with opening the parks. Mr. Sunbury gave a shout out to the Tabernacle Fire Company, Tabernacle Rescue Squad, and Forest Fire Service as they have been extremely busy the last couple of weeks.

CMFO – Mr. Haines reported the appropriations in the 2021 budget are the same as 2020, with the tax levy being the same as last year.

Township Committee

- Mr. Barton had nothing to report.
- Ms. McGinnis said a gentleman complained of speeders on New Road. She questioned if the Township could put up an electric speed sign. Mr. Cramer asked if she wanted it at the 35 mph or 45 mph, to which Ms. McGinnis suggested it be put at the 45 mph.
- Mr. Moore saw no problem with Mr. Cramer opening the parks.
- Mr. Sunbury thought they were moving in the right direction.
- Mayor Brown advised that Mrs. Brooks’ microphone was open. She asked Mr. Burns to explain the reason for the executive session this evening. Mr. Burns explained it concerns confidentiality on litigation with an OPRA request and legalities and the constitutionality regarding the Cannabis Ordinance(s).
RESOLUTION – CS 05-242021 – EXECUTIVE SESSION – LITIGATION/ LEGALITIES REGARDING CANNABIS

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

WHEREAS, the Tabernacle Township Committee is of the opinion that such circumstances presently exist; and

WHEREAS, the purpose of this meeting is to discuss the terms and conditions to include in an ordinance related to cannabis ordinance as the matter falls within attorney client privilege as confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer, and to discuss an OPRA request and pending litigation related to personal email addresses as the matter falls within attorney client privilege as confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer; and

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

MOTION - Ms. McGinnis made a motion to adopt Resolution CS 05-242021, seconded by Mr. Moore. Ayes - Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried. The Committee, Mr. Burns, Mr. Cramer, and the Municipal Clerk entered executive session at 8:20 p.m.

RECONVENE TO REGULAR MEETING

Mayor Brown reconvened to regular meeting at 9:14 p.m.

ADJOURNMENT

MOTION – Mr. Moore made a motion to adjourn, seconded by Mr. Sunbury. Ayes – Barton, McGinnis, Moore, Sunbury, Brown. Nays – None. Motion carried. The meeting was adjourned at 9:16 p.m.

Respectfully submitted,

Elaine B. Kennedy, RMC/CMC
Municipal Clerk
RESOLUTION 2021-63
RESOLUTION APPROVING BLUE LIGHT PERMIT FOR MEMBER OF THE TABERNACLE TOWNSHIP FIRE COMPANY – GREGORY NAUDE

WHEREAS, the Tabernacle Township Fire Company in Tabernacle Township has submitted the request for blue light permit to the Municipal Clerk; and
WHEREAS, the Chief/Captain of the Tabernacle Township Fire Company has reviewed and signed the application for the following Tabernacle Township Fire Company member:

GREGORY NAUDE

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Tabernacle, in the County of Burlington, and State of New Jersey that the blue light permit for the above member is authorized and may be submitted to Motor Vehicle Commission; and
BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign said blue light permit on behalf of the municipality.

TOWNSHIP OF TABERNACLE
RESOLUTION 2021-64
RESOLUTION APPROVING MEMBERSHIP IN THE NEW JERSEY STATE FIREMEN’S ASSOCIATION

WHEREAS, the following members of the Tabernacle Fire Company, have applied for membership in the New Jersey State Firemen’s Association:

KEITH E. ZANE
DAVID E. NEWMAN
PAUL S. HULLINGS
SHAWN T. VENA
CUYLER B. VENA
RONALD W. FEDOR, JR.

and;
WHEREAS, their applications are complete in all ways.
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tabernacle that it hereby authorizes the municipal endorsement of the application of the above-named Tabernacle Fire Company members for membership in the New Jersey State Firemen’s Association.

TOWNSHIP OF TABERNACLE
RESOLUTION 2021-65
RECOGNIZING MEMBERSHIP OF GREGORY NAUDE TABERNACLE FIRE COMPANY / DEPARTMENT OF PUBLIC SAFETY

WHEREAS, the Township desires to recognize members to the Tabernacle Fire Company/Department of Public Safety (TFC); and
WHEREAS, the members of the TFC may change throughout the year, and this recognition is intended to include all those members that have received training and qualify throughout the year.
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle, in the County of Burlington, State of New Jersey that Gregory Naude is hereby recognized by the Township of Tabernacle for a one-year term ending December 31, 2021 or until further action in 2021 occurs.

BE IT FURTHER RESOLVED that the membership list may be updated from time to time and the formal members of the TFC shall be made available to the Township Clerk upon request. The Township Committee intends to cover all qualified members of the TFC, whether named or as they become qualified during the year.

BE IT FURTHER RESOLVED that it is the intent of the Township of Tabernacle to:

1) Include the TFC as an additional insured under the Township's general liability coverage for claims occurring within the Township.
2) Provide workers compensation coverage to the TFC volunteers if injured during an authorized activity.

RESOLUTION 2021-66
AUTHORIZE CANCELLATION of PRELIMINARY PROPERTY TAXES DUE TO COMBINING LOTS

WHEREAS, Block 401 Lot 2.02 QFARM and Block 401 Lot 2.04, are owned by Charles R. and Sharon L. Poinsett, and

WHEREAS, such land has been combined into one Lot 2.02 QFARM by the Tax Assessor for the tax year 2021, and

WHEREAS, the new Lot 2.02 QFARM will be billed for the entire year of 2021 at final billing in July 2021,

NOW THEREFORE BE IT RESOLVED the Township Committee of Tabernacle, County of Burlington, State of New Jersey, hereby authorizes the Tax Collector to CANCEL 2021 PRELIMINARY PROPERTY TAXES on the following parcel of land:

Block 401, Lot 2.04

BE IT FURTHER RESOLVED, a certified copy of this resolution shall be forwarded to the Tax Collector and Assessor.

RESOLUTION 2021-68
AUTHORIZING REFUND OF DEVELOPER’S ESCROW ACCOUNT BALANCES
TOWNSHIP OF TABERNACLE  
BURLINGTON COUNTY, NEW JERSEY

WHEREAS, the following applicant has posted Escrow Accounts as required by the Land Development Board which is a combined Planning/Zoning Board of Adjustment of the Township of Tabernacle; and  
WHEREAS, the Land Development Board has determined that the Project, referenced below, is substantially complete and therefore the balance of the Escrow can be released; and  
WHEREAS, the Escrow Account identified below identifies the balance remaining after application of all Professional Review Fees that have been satisfied and there appears no further basis to retain the Escrow Deposits, as follows:

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Block</th>
<th>Lot</th>
<th>Refund Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>William Noller</td>
<td>502.01</td>
<td>5</td>
<td>$1075.30</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle that the Escrow balance referenced above be released.

RESOLUTION 2021-69

AWARDING CONTRACT FOR THE PHASE II REPAVING OF OAKSHADE ROAD  
IN THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY

WHEREAS, the Township Committee of the Township of Tabernacle has received sealed proposals for the repaving of Oak Shade Road (Phase II) in the Township of Tabernacle, Burlington County, New Jersey; and  
WHEREAS, N.J.S.A. 40A:11-4 states that a contract, the cost of which would exceed $40,000.00 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 Municipal Clerk received and opened bids on Wednesday April 14, 2021 for the purpose of awarding a contract for the aforementioned repaving of Oak Shade Road; and  
WHEREAS, the Township’s engineer and Township solicitor have reviewed the bids and determined the three lowest bids to be in conformance with the bid specifications 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 has certified that there are sufficient funds available for the purpose of awarding a contract to said entity and his certification being attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee as follows:
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

1. That the Chief Financial Officer 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 hereby declares that Earle Asphalt, located at PO Box 556 Farmingdale, NJ is the lowest qualified bidder for the aforementioned contract and hereby awards a contract to Earl Asphalt for the total bid amount of Two Hundred Fifty-eight thousand eight hundred thirteen and thirteen cents ($258,813.13) Dollars, which includes Alternate number 1 and Alternate II 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 Municipal Clerk and available for public inspection during regular business hours.

3. That the award to Earle Asphalt is conditioned upon the approval of a New Jersey Department of Transportation (NJDOT) grant in the amount of Two Hundred Forty-three Thousand ($243,000.00) Dollars being received by the Township.

4. That the award to Earle Asphalt is consistent with the legal requirements of the lowest responsible bidder, which conforms, to all specification requirements and applicable statutory provisions.

5. That the Township Committee hereby directs the Municipal Clerk to return the bid securities to the unsuccessful bidders in accordance with NJSA 40A: 11-4.

6. 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 Solicitor.

RESOLUTION - CS 04 262021

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

WHEREAS, the Tabernacle Township Committee is of the opinion that such circumstances presently exist; and

WHEREAS, the purpose of this meeting is to discuss pending litigation specifically, Brooks v. Tabernacle Township et al. Docket #BURL-L-676-21 as confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer and Contract Negotiations and matters falling within the Attorney Client Privilege specifically to discuss proposed and possible contractual terms and conditions related to the provision of EMS services and a potential shared service agreement, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer; and

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