

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

DRAFT AGENDA – SUBJECT TO CHANGE

**Tabernacle Town Hall Building
163 Carranza Road
Tabernacle, New Jersey 08088**



**TOWNSHIP COMMITTEE MEETING
AGENDA**

JULY 26, 2021 - 7:30 PM

Governing Body

Joseph W. Barton, Township Committee
Nancy K. McGinnis, Township Committee
Samuel R. Moore, III, Deputy Mayor
Robert C. Sunbury, Township Committee
Kimberly A. Brown, Mayor

TOWN HALL ADMINISTRATIVE TEAM

Douglas Cramer, C.P.W.M.
Township Administrator
Dante Guzzi
Township Engineer
William Burns, Esquire
Township Solicitor

Rodney Haines, C.M.F.O.
Chief Finance Officer
Thomas Boyd
Construction Official
Douglas Stuart
Environmental Consultant

Kimberly L. Smith, C.T.C., QPA
Tax Collector
Robert Sunbury
Emergency Management Coordinator
Elaine B. Kennedy, RMC/CMC/CMR
Municipal Clerk

www.townshipoftabernacle-nj.gov

**TOWNSHIP OF TABERNACLE
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<https://attendee.gotowebinar.com/register/7688949001148760078>

TOWNSHIP OFFERS (3) THREE PLATFORMS TO PARTICIPATE IN MEETING

--- PRE-REGISTRATION IS REQUIRED---

All participants will be set in "LISTEN ONLY." Instructions for Using GotoWebinar Meeting.

OPTION 1 – AUDIO: 1. Always use the Registration link provided on the Tabernacle Township Homepage website to Register to attend the meeting. You will then receive an email with a link to join the meeting via computer, the GotoWebinar Android app or the GotoWebinar IOS app.

OPTION 2 – TELEPHONE: If you want to participate by Phone you should still connect to the meeting on your computer to view documents and information shared on the screen. You will be asked if you want to use the computer's audio/microphone or a telephone. If you choose the telephone option you will be given an audio Pin. Call the phone number on your email, enter the meeting ID and then your Audio PIN when prompted followed by the # sign. When asked for Public Comment you can use the key sequence of ***6 to unmute and mute your phone.**

OPTION 3 – MASK UP / SOCIAL DISTANCE WITH MUNICIPAL CLERK AT TOWN HALL, 163 Carranza Road, Tabernacle, NJ 08088 (No registration required)

After registering, you will receive a confirmation email containing information about joining the webinar.

Registration URL

<https://attendee.gotowebinar.com/register/7688949001148760078>

Webinar ID

874-342-483

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

**TABERNACLE TOWNSHIP COMMITTEE
JULY 26, 2021
AGENDA**

1. CALL TO ORDER

2. FLAG SALUTE

3. 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 4, 2021, and given to those having requested and paying for same.”

4. ROLL CALL: Mr. Barton, Ms. McGinnis, Mr. Moore, Mr. Sunbury, and Mayor Brown

5. PUBLIC COMMENT (*Agenda items only*)

6. PRESENTATION - BURLCO-JIF - PAUL FORLENZA

7. PRESENTATION - RISK MANAGEMENT CONSULTANT BRIAN MONAGHAN

ORDINANCES – SECOND READING

8. PUBLIC HEARING - ORDINANCE 2021-03 – CANNABIS

AN ORDINANCE BY THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES

9. ADOPTION – ORDINANCE 2021-03 - CANNABIS

10. PUBLIC HEARING ~ ORDINANCE 2021-04

AN ORDINANCE BY THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY PROHIBITING THE SALE OF MARIJUANA AND MARIJUANA PRODUCTS TO MINORS AND CONSUMPTION OF MARIJUANA AND MARIJUANA PRODUCTS BY MINORS

11. ADOPTION – ORDINANCE 2021-04

12. PUBLIC HEARING - ORDINANCE 2021-05

AN ORDINANCE BY THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY PROHIBITING CONSUMPTION OF TOBACCO AND MARIJUANA PRODUCTS

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13. ADOPTION – ORDINANCE 2021-05

DISCUSSION - ORDINANCES

14. ORDINANCE 2021-07 - CREATION OF CERTAIN POSITION WITHIN THE TOWNSHIP OF TABERNACLE

**15. ORDINANCE 2021-08
CREATION OF SECRETARY TO VARIOUS DEPARTMENTS**

16. ORDINANCE 2021-09 – SALARY RANGES

ORDINANCES – INTRODUCTION *(No public comment on Introduction)*

**17. ORDINANCE 2021-07
CREATION OF CERTAIN POSITION WITHIN THE TOWNSHIP OF TABERNACLE**

**18. ORDINANCE 2021-08
CREATION OF SECRETARY TO VARIOUS DEPARTMENTS**

**19. ORDINANCE 2021-09
SALARY RANGES**

RESOLUTIONS

MAYOR’S CONSENT AGENDA ANNOUNCEMENT:

These items listed below are considered routine by the Township of Tabernacle and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

20. RESOLUTION 2021-87 – CANCELLATION OF UNCASHED CHECKS (COURT)

21. RESOLUTION 2021-88 - BLUE LIGHT PERMITS – TABERNACLE FIRE COMPANY

22. RESOLUTION 2021-89 – BOND REDUCTION THE GRANDE SECTION #2

23. RESOLUTION 2021-90 -BOND REDUCTION THE GRANDE SECTION #3

RESOLUTIONS 2021-87 through 2021-90

24. RESOLUTION 2021-91 - _RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT RENEWING MEMBERSHIP IN THE BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND

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25. APPROVAL OF BILLS

26. APPROVAL OF MINUTES

- a) May 24, 2021 Regular Meeting
- b) May 24, 2021 Executive Session

27. PUBLIC COMMENT

28. REPORTS

- a) Engineer
- b) Administrator
- c) Township Solicitor
- d) Emergency Management
- e) CMFO
- f) Township Committee

29. ADJOURNMENT

**TOWNSHIP OF TABERNACLE
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**ORDINANCE 2021-03
PROHIBITING THE OPERATION OF ANY CLASS OF
CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES**

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, section 31a of the Act authorizes municipalities by Ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location, manner, and times of operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

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WHEREAS, section 31b of the Act authorizes municipalities by Ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling, and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Committee of the Township of Tabernacle has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on the Township of Tabernacle in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Township of Tabernacle's residents and members of the public who visit, travel, or conduct business in the Township of Tabernacle, to amend the Township of Tabernacle's zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of the Township of Tabernacle; and

WHEREAS, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act's 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

NOW THEREFORE, BE IT ORDAINED, by the Committee of the Township of Tabernacle, in the County of Burlington, State of New Jersey, as follows:

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Township of Tabernacle. This prohibition shall also apply in those parts of the Township of Tabernacle under the jurisdiction and authority of the State of New Jersey Pinelands Commission, New Jersey State Department of Environmental Protection, and/or any other independent state agency, commission, or authority, notwithstanding any State law to the contrary.

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2. Section 17-93 of the Revised General Ordinances of the Township of Tabernacle is hereby amended by adding to the list of prohibited uses, the following: “All classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16.”

3. Any article, section, paragraph, subsection, clause, or other provision of the Revised General Ordinances of the Township of Tabernacle inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

4. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

5. This ordinance shall take effect upon its passage and publication and filing with the Burlington County Planning Board, and as otherwise provided for by law.

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ORDINANCE 2021-04

**PROHIBITING THE SALE OF MARIJUANA AND MARIJUANA PRODUCTS TO MINORS AND
CONSUMPTION OF MARIJUANA AND MARIJUANA PRODUCTS BY MINORS**

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act does not preempt municipal authority to regulate the smoking and/or vaping of these items in public areas;

WHEREAS, N.J.S.A. 40:48-2 authorizes the Township to make, amend, repeal and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of the State of New Jersey or of the United States, 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, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law;

WHEREAS, the Township Committee of the Township of Tabernacle having reviewed this matter has determined that it is in the best interest of the Township and its inhabitants to prohibit the use and sale of cannabis and related products by minors.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Tabernacle, County of Burlington, State of New Jersey as follows:

SECTION 3-11.5 DEFINITIONS

As used in this Article, the following terms shall have the meanings indicated herein:

“Consumption” means the act of ingesting, inhaling, or otherwise introducing marijuana into the human body.

“Electronic smoking device” means a nonlighted, noncombustible device that may be used to simulate smoking and that employs a mechanical heating element, battery, or circuit, regardless of shape or size, to produce aerosolized or vaporized nicotine or other substance for inhalation into the body of a person, an e-cigarette, e-cigar, e-pipe, e-hookah, vape pen, or any other similar product with any other product name or descriptor. Electronic device is any device that can be used to deliver nicotine, marijuana, marijuana extract, marijuana products or other substances to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, cigarillo, or pipe.”

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“Marijuana” and “Cannabis” mean all parts of the plant Genus Cannabis L., whether growing or not; the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant; but shall not include the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product. The terms Marijuana and Cannabis have the same meaning within this section and are used interchangeably.

“Marijuana extract” means a substance obtained by separating resins from marijuana by:

- (i) a chemical extraction process using a hydrocarbon-based solvent, such as butane, hexane, or propane;
- (ii) a chemical extraction process using the hydrocarbon-based solvent carbon dioxide, if the process uses high heat or pressure; or
- (iii) Any other process identified by the division by rule.

“Marijuana flowers” means the flowers of the plant genus Cannabis within the plant family Cannabaceae.

“Marijuana items” means marijuana, marijuana products, and marijuana extracts.

“Marijuana leaves” means the leaves of the plant genus Cannabis within the plant family Cannabaceae.

“Marijuana paraphernalia” means any equipment, products, or materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body.

“Marijuana product” means a product containing marijuana or marijuana extracts and other ingredients intended for human consumption or use, including a product intended to be applied to the skin or hair, edible products, ointments, and tinctures. Marijuana products do not include: (i) marijuana by itself; or (ii) marijuana extract by itself.

“Smoking” means the inhaling, exhaling burning or possession of any lighted cigar, cigarette, pipe, or use of any electronic smoking device including but not limited to the inhaling, exhaling or other ingestion of any vape, vapor or vapor product.

“Vapor product” means “any non-combustible product containing nicotine and/or cannabis/marijuana that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, to produce vapor from nicotine and/or cannabis/marijuana in a solution or any form including any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device, and any vapor cartridge or other container of nicotine in a solution or other form intended to be used with, or in, any such device.”

SECTION 3-11.8 PROHIBITION OF MARIJUANA SALES TO MINORS

- a. It shall be unlawful to sell marijuana, cannabis, and/or a marijuana product to a minor, that is, a person under 18 years of age unless said minor presents a medical prescription, prescribing cannabis for medicinal purposes.

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- b. It shall be unlawful for any person to purchase a marijuana product (a) with funds furnished by a minor or (b) with the intent to sell such product to a minor unless said minor presents a medical prescription, prescribing cannabis for medicinal purposes.
- c. No person directly or indirectly acting as agent or otherwise shall sell, give or furnish to a minor under the age of 18 years any product made of or containing cannabis and/or marijuana or any paraphernalia for the use of the consumption of cannabis, including any rolling paper, or any cannabis, marijuana, and/or marijuana product in any form including, but not limited to, raw cannabis, processed cannabis, smokeless cannabis, oil derived from cannabis, or edible goods containing cannabis, unless said minor presents a medical prescription, prescribing cannabis and/or marijuana for medicinal purposes.
- d. No person who is the parent, legal guardian or other person acting in place of a parent or legal guardian or person who is responsible for the care and welfare of a minor under the age of 18 years shall allow that minor to possess any marijuana products, cannabis and/or marijuana, including but not limited to raw cannabis, processed cannabis, smokeless cannabis, oil derived from cannabis, or edible goods containing cannabis unless said minor presents a medical prescription, prescribing cannabis and/or marijuana for medicinal purposes.

SECTION 3-11.9 PROHIBITION OF CANNABIS SALES TO MINORS REGULATION OF CANNABIS VENDING MACHINES AND CANNABIS VENDING MACHINE SALES.

- a. Marijuana products, marijuana and cannabis vending machines and marijuana products, marijuana and cannabis vending machine sales are hereby prohibited within the Township of Tabernacle.
- b. Self-service marijuana products, marijuana and cannabis displays, that are, any racks, freestanding displays or other display devices from which a customer may select marijuana products directly with only payment to be made to the retailer are prohibited.

SECTION 3-11.10 PENALTIES.

- a. Unless otherwise provided by law, statute or ordinance, any person violating any provision of this section shall, upon conviction thereof, pay a fine of not less than \$100, nor more than \$500 for each offense. The complaint shall be made in the Municipal Court of the Township of Tabernacle or before such other judicial officer having authority under the laws of the State of New Jersey.
- b. Any second or subsequent conviction for a violation of this section within any two-year period shall be subject to a penalty of not less than \$500 nor more than \$1,000 for each subsequent conviction.
- c. Each sale of a marijuana product, marijuana and/or cannabis to a minor, each day of possession or use of a marijuana product, marijuana and/or cannabis vending machine and each violation of the other prohibitions contained in this section shall constitute a separate violation.
- d. The Board of Health, in addition to the monetary penalties prescribed herein, may suspend the retail food establishment license of any person convicted of a second or subsequent violation of this section within any two-year period for not more than three days, pursuant to the authority of the Health Commission to license and regulate food establishments as provided by N.J.S.A. 26:3-31(c).

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e. Notwithstanding paragraphs a and b above, for a violation of this section, the penalty shall be as determined pursuant to the Code of Juvenile Justice.

Any article, section, paragraph, subsection, clause, or other provision of the Revised General Ordinances of the Township of Tabernacle inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

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**ORDINANCE 2021-05
PROHIBITING CONSUMPTION OF TOBACCO AND MARIJUANA PRODUCTS**

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act does not preempt municipal authority to regulate the smoking and/or vaping of these items in public areas; and

WHEREAS, N.J.S.A. 40:48-2 authorizes the Township to make, amend, repeal and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of the State of New Jersey or of the United States, 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, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, the Township Committee of the Township of Tabernacle Finds and determines that the smoking of Tobacco and Marijuana Products is a major contributor to indoor air pollution and breathing secondhand smoke is a cause of disease to nonsmokers; and

WHEREAS, the Township Committee of the Township of Tabernacle adopts the finding of the New Jersey Legislature that tobacco is the leading cause of preventable disease and death in the State of New Jersey and the nation and smoke constitutes a substantial health hazard to the nonsmoking majority of the public; and

WHEREAS, consumption of tobacco and marijuana products leads to the inevitable discard of tobacco and marijuana products and a source of litter by those who fail to properly dispose of same; and

WHEREAS, The New Jersey Smoke-Free Air Act (N.J.S.A. 26:3D-63) specifically authorizes local restrictions on smoking equivalent to, or greater than, those provided in the NJSFAA for purposes of protecting public health; and

WHEREAS, the Township Committee of the Township of Tabernacle having reviewed this matter has determined that it is in the best interest of the Township and its inhabitants to prohibit the smoking and ingestion of tobacco and marijuana products in certain public areas; and

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NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Tabernacle, County of Burlington, State of New Jersey as follows:

SECTION 3-11.11 DEFINITIONS

As used in this Article, the following terms shall have the meanings indicated herein:

“Consumption” means the act of ingesting, inhaling, smoking, or otherwise introducing marijuana and/or tobacco into the human body.

“Electronic smoking device” means a nonlighted, noncombustible device that may be used to simulate smoking and that employs a mechanical heating element, battery, or circuit, regardless of shape or size, to produce aerosolized or vaporized nicotine or other substance for inhalation into the body of a person, an e-cigarette, e-cigar, e-pipe, e-hookah, vape pen, or any other similar product with any other product name or descriptor. Electronic device is any device that can be used to deliver nicotine, marijuana, marijuana extract, marijuana products or other substances to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, cigarillo, or pipe.”

“Marijuana” and “Cannabis” mean all parts of the plant Genus Cannabis L., whether growing or not; the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant; but shall not include the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product. The terms Marijuana and Cannabis have the same meaning within this section and are used interchangeably.

“Marijuana extract” means a substance obtained by separating resins from marijuana by:

- (i) a chemical extraction process using a hydrocarbon-based solvent, such as butane, hexane, or propane;
- (ii) a chemical extraction process using the hydrocarbon-based solvent carbon dioxide, if the process uses high heat or pressure; or
- (iii) Any other process identified by the division by rule.

“Marijuana flowers” means the flowers of the plant genus Cannabis within the plant family Cannabaceae.

“Marijuana items” means marijuana, marijuana products, and marijuana extracts.

“Marijuana leaves” means the leaves of the plant genus Cannabis within the plant family Cannabaceae.

“Marijuana paraphernalia” means any equipment, products, or materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body.

“Marijuana product” means a product containing marijuana or marijuana extracts and other ingredients intended for human consumption or use, including a product intended to be applied to the skin or hair, edible products, ointments, and tinctures. Marijuana products do not include: (i) marijuana by itself; or (ii) marijuana extract by itself.

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“Smoking” means the inhaling, exhaling burning or possession of any lighted cigar, cigarette, pipe, or use of any electronic smoking device including but not limited to the inhaling, exhaling or other ingestion of any vape, vapor or vapor product.

“Tobacco Product” means any product made from the tobacco plant for the purpose of smoking, changing, inhaling, or otherwise consuming, including cigarettes (in any form), cigars, chewing tobacco, pipe tobacco and snuff.

“Vapor product” means “any non-combustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, to produce vapor from nicotine and/or marijuana or cannabis in a solution or any form including any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device, and any vapor cartridge or other container of nicotine and/or marijuana or cannabis in a solution or other form intended to be used with, or in, any such device.”

SECTION 3-11.12 CONSUMPTION OF TOBACCO AND MARIJUANA PRODUCTS PROHIBITED

Consumption of Tobacco Products and Marijuana Products shall be always prohibited in all enclosed public places within the Township of Tabernacle, including, but not limited to, the following places:

- A. In all Township Buildings and the curtilage thereto whether owned, leased or utilized by the Township including but not limited to:
 - a. Municipal Complex (Town Hall, Annex, Public Works, and Pepper House)
 - b. Emergency Services Building
 - c. Fire House
 - d. Community Center
 - e. Historic School
- B. All enclosed areas available to and customarily used by the public and all areas of business establishments and nonprofit entities generally accessible to the public, including, but not limited to, the public areas of retail stores, banks, offices, movie theaters, laundromats, hotels, motels, sports arenas, and bowling facilities.
- C. All outdoor areas within ten linear feet from all entrances and exits of all enclosed indoor areas where smoking is prohibited, to ensure that smoke and/or vape/vapor does not enter the smoke free indoor areas through entrances, windows, ventilation systems, or any other means.
- D. All rest rooms, lobbies, reception areas, hallways, elevators, service lines, and any other common-use areas in enclosed public places.
- E. All polling places.
- F. All buses, taxis, other means of public transit and waiting areas of public transit depots, and limousine and car services.
- G. All private residences that are used as child-care or health-care facilities.

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- H. All health-care facilities, including but not limited to, clinics, physical therapy facilities, and offices of doctors, dentists, chiropractors, and psychiatrists.
- I. All enclosed facilities owned, leased, or operated by the Township of Tabernacle.
- J. All museums, galleries, and libraries.
- K. All auditoriums, stages, performance halls or any venue wherein performances and demonstrations occur.
- L. Sports arenas and gymnasiums.
- M. Schools.

SECTION 3-11.13 SMOKING AND INGESTION OF TOBACCO AND MARIJUANA PRODUCTS ON OUTDOOR GROUNDS OF PUBLIC PARKS AND RECREATIONAL AREAS PROHIBITED.

- A. No person shall consume tobacco products or marijuana products while on the outdoor grounds of all the public parks, whether owned, leased or utilized by the Township, including recreational areas.
- B. Consumption of tobacco products or marijuana products is prohibited at all educational facilities.
- C. Any entrance or exit areas of any public buildings.
- D. Any vehicles owned and/or leased, in part or entirely by the Township of Tabernacle.

SECTION 3-11.14 PENALTIES.

a. Unless otherwise provided by law, statute or ordinance, any person violating any provision of this section shall, upon conviction thereof, pay a fine of not less than \$100, nor more than \$500 for each offense. The complaint shall be made in the Municipal Court of the Township of Tabernacle or before such other judicial officer having authority under the laws of the State of New Jersey.

Any article, section, paragraph, subsection, clause, or other provision of the Revised General Ordinances of the Township of Tabernacle inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

If any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

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

**ORDINANCE 2021-07
ESTABLISHING THE POSITION OF ASSISTANT MUNICIPAL ADMINISTRATOR**

BE IT ORDAINED by the Township Committee of the Township of Tabernacle, in the County of Burlington and State of New Jersey, as follows:

SECTION 1. CREATION OF OFFICE AND TITLE.

There is hereby created the position of Assistant Municipal Administrator

SECTION 2. APPOINTMENT.

- a. The Assistant Municipal Administrator shall be appointed by the Township Committee upon the recommendation of the Township Administrator without term and subject to any tenure acts of the State of New Jersey.

SECTION 3. DUTIES AND RESPONSIBILITIES.

- a. The Assistant Municipal Administrator shall have the duties of assisting the Municipal Administrator in the administration of municipal affairs, and in integrating and coordinating activities of the various departments; perform related work as required by the Administrator.
- b. Assist the Municipal Administrator in the preparation and review of the budget.
- c. Assist the Municipal Administrator in installing modern management methods and systems for all departments.
- d. In the absence of the Municipal Administrator, shall have all the powers and perform all functions and duties of the Municipal Administrator.
- e. Assist the Municipal Administrator in advising the governing body on matters of policy.
- f. Assist the Municipal Administrator in editing and compiling public information releases.
- g. Assist the Municipal Administrator in advising the governing body on all problems of personnel and administrative organization
- h. Prepare comprehensive reports and supervise the establishment and maintenance of suitable records and files.
- i. May be required to learn to utilize various types of electronic and/or manual recording and information systems used by the agency and/or office.

SECTION 4. COMPENSATION.

The Assistant Municipal Administrator shall be paid a salary fixed and adopted by the Township Committee in the annual Salary Ordinance.

SECTION 5. QUALIFICATIONS AND RESIDENCE.

- a. The Assistant Municipal Administrator shall be appointed based on his/her qualifications. Previous responsible experience in local government and possession of a high school diploma or equivalent required. A Bachelor's degree is preferred, however, not required. Two years in local government may be substituted.
- b. The Assistant Municipal Administrator need not be a resident of the Township or the State at the time of his or her appointment.

BE IT FURTHER ORDAINED this ordinance shall become effective after final passage and publication according to law.

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

**ORDINANCE 2021-08
AMENDING THE GENERAL CODE ORDINANCE ESTABLISHING THE
POSITION OF A FULL TIME SECRETARY TO VARIOUS DEPARTMENTS**

BE IT ORDAINED by the Township Committee of the Township of Tabernacle, in the County of Burlington and State of New Jersey, as follows:

SECTION 1. CREATION OF OFFICE AND TITLE.

There is hereby created the position of a Full Time Secretary to Various Departments

SECTION 2. APPOINTMENT.

The Full Time Secretary to Various Departments shall be appointed by the Township Committee upon the recommendation of the Township Administrator without any term and/or any tenure acts of the State of New Jersey; and shall be removable at the pleasure of the Township Administrator or Township Committee with or without notice or hearing.

SECTION 3. DUTIES AND RESPONSIBILITIES.

- a) The Secretary to Various Departments shall perform the duties to assist the Fire Marshall, the Public Works Department, the Fire Company.
- b) The Secretary shall be responsible for clerical work such as typing, filing, correspondence, assisting in maintaining records and general secretary and clerical work as may be assigned to him/her by the Administrator, Fire Marshall, Public Works Department, and Fire Company.
- c) The Secretary may be assigned to other departments as determined by the Administrator.

SECTION 4. COMPENSATION.

- a) The Secretary shall be paid a fixed salary for each department he/she serves as adopted by the Township Committee in the annual Salary Resolution.
- b) The Salary Range for the respective positions shall be compensated in accordance with the salary ordinance.

SECTION 5. QUALIFICATION.

- a) The Secretary shall be appointed based on his/her qualifications.
- b) The Secretary shall be subject to the supervision of the Township Administrator.
- c) The Secretary shall have a high school diploma or equivalent thereof.

SECTION 6. This ordinance shall become effective after final passage and publication according to law.

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

**ORDINANCE 2021-09
AMENDING ORDINANCE 2020-02 ENTITLED
“ORDINANCE FIXING SALARIES FOR CERTAIN OFFICIALS AND
CREATING A PAYROLL ACCOUNT”**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AS FOLLOWS:

Section 1.

The following annual salary ranges are set for the respective offices and positions listed below:

TITLE	MINIMUM SALARY RANGE	MAXIMUM SALARY RANGE
Mayor	3,600.00	7,000.00
Township Committee	3,500.00	7,000.00
Township Administrator	15,000.00	130,000.00
Assistant Township Administrator	15,000.00	85,000.00
Municipal Clerk	19,000.00	110,000.00
Deputy Municipal Clerk	4,000.00	75,000.00
Director of Public Works	50,000.00	100,000.00
Chief Finance Officer	10,000.00	85,000.00
Deputy Treasurer	4,000.00	20,000.00
Qualified Purchasing Agent	4,000.00	20,000.00
Tax Collector	15,000.00	85,000.00
Deputy Tax Collector	3,000.00	50,000.00
Tax Search Officer	800.00	5,000.00
Municipal Improvement Search Officer	800.00	5,000.00
Registrar of Vital Statistics	1,500.00	20,000.00
Deputy Registrar of Vital Statistics	500.00	10,000.00
Tax Assessor	17,300.00	75,000.00
Tax Assessor Secretary	4,000.00	20,000.00
Land Develop. Board Secretary	4,000.00	20,000.00
Construction Official	10,000.00	70,000.00
Zoning Officer	5,000.00	35,000.00
Technical Assistant to Construction	8,000.00	60,000.00
Code Enforcement Officer	4,000.00	30,000.00
Plumbing Sub Code Official	4,000.00	18,000.00
Electrical Sub Code Official	4,000.00	18,000.00
Fire Sub Code Official	3,000.00	10,000.00
Fire Protection Inspector	1,500.00	10,000.00
Fire Sub Code Official / Fire Marshal	3,000.00	25,000.00
Office Clerk	17,000.00	55,000.00
Clerk Typist	7,500.00	40,000.00

**TOWNSHIP OF TABERNACLE
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Municipal Court Judge	7,900.00	30,000.00
Municipal Court Administrator	10,000.00	85,000.00
Deputy Court Administrator	2,000.00	45,000.00
Municipal Court Sound Recorder	1,000.00	7,000.00
Municipal Court Attendant	1,000.00	7,000.00
Emergency Management / Safety Coordinator	4,000.00	25,000.00
Public Safety Director / Coordinator	4,000.00	25,000.00
Clean Communities Coordinator	3,000.00	10,000.00
Recycling Coordinator	3,000.00	10,000.00
Claims Coordinator	3,000.00	10,000.00
Fire Marshal Secretary Fire Department Secretary	17,000.00	55,000.00
Public Works Secretary	17,000.00	55,000.00
Fire Chief	5,000.00	15,000.00
Deputy Fire Chief	3,000.00	14,000.00

Section 2. Eight steps will be determined by resolution each year.

PUBLIC WORKS EMPLOYEES		
CLASSIFICATION	MINIMUM HOURLY RATE	MAXIMUM HOURLY RATE
Utility I Supervisor	21.00	45.00
Utility I	20.00	40.00
Utility II Parks & Recreation Foreman	20.00	40.00
Utility II	18.00	35.00
Laborer	16.00	30.00

Section 3. On Call Sub Code Official employees shall be compensated in accordance with the following rate:

ON CALL SUB CODE OFFICIAL EMPLOYEES	MINIMUM HOURLY RATE	MAXIMUM HOURLY RATE
Building	20.00	35.00
Electrical	20.00	35.00
Fire	20.00	35.00
Plumbing	20.00	35.00

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Section 4. Part-Time / Temporary employees shall be compensated in accordance with the following rate:

TEMPORARY / PART TIME EMPLOYEES	MINIMUM HOURLY RATE	MAXIMUM HOURLY RATE
Office Clerk	15.00	28.00
Seasonal Snowplow Driver	20.00	33.00
DPW Laborer	15.00	28.00
Equipment Operator	20.00	38.00
Municipal Court Violations Clerk	15.00	25.00
Land Development Board Secretary / Records Manager	15.00	30.00
Deputy Municipal Clerk	15.00	40.00
Fire Inspector	20.00	35.00

Section 5. Compensation: All officers, positions and employees will be paid biweekly. All increases shall be retroactive and/or effective to January 1, 2021, for those employed as of January 1, 2021. All others will be retroactively compensated to date of hire.

Section 6. All ordinances and parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

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

**RESOLUTION 2021-87
AUTHORIZE CANCELLATION OF OUTSTANDING CHECKS FOR
TABERNACLE MUNICIPAL COURT**

WHEREAS, there exists outstanding checks in the Tabernacle Municipal Court General Account in the amount of \$4.00; and

WHEREAS, said checks has been outstanding and can no longer be presented for payment; and

WHEREAS, the below listed checks are for Tabernacle Court; and

Check No.	Check Date	Amount
314	12/10/2018	\$1.00
341	7/01/2019	\$8.00
345	7/10/2019	\$3.00
352	8/18/2019	\$1.00

WHEREAS, the below listed check is for Woodland Court and has been outstanding.

Check No.	Check Date	Amount
131	5/4/2020	\$1.00

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, County of Burlington, State of New Jersey, that the outstanding checks listed above be and are hereby canceled and the proceeds returned to the Township.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be provided by the Township Auditor and Chief Financial Officer.

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

**RESOLUTION 2021-88
APPROVING BLUE LIGHT PERMIT FOR MEMBERS OF
THE TABERNACLE TOWNSHIP FIRE COMPANY**

WHEREAS, the Tabernacle Township Fire Company in Tabernacle Township has submitted the request for blue light permits to the Municipal Clerk; and

WHEREAS, the Chief/Captain of the Tabernacle Township Fire Company has reviewed and signed the applications for the following Tabernacle Township Fire Company members:

- 1. HENRY J. WYLUPEK**
- 2. ALBERT E. FREEMAN**

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 permits for the above members 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 permits on behalf of the municipality.

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

RESOLUTION 2021-89

**A PERFORMANCE GUARANTEE REDUCTION NO. 3
PURSUANT TO CHAPTER 16, SECTION 13.1 OF THE
TOWNSHIP'S REVISED ORDINANCE – GRANDE AT TABERNACLE - (SECTION 2)**

WHEREAS, the Developer of the **Grande at Tabernacle – Section 2**, a major subdivision, located in Tabernacle Township on **Block 202.02, Lots 10 & 11**, has posted a Performance Bond (#BX20701) pursuant to the requirements of the Tabernacle Township Development Ordinances; and

WHEREAS, the Township's Engineer, Dante Guzzi has inspected the improvements to date on June 25, 2021, and certified the amount of the completed construction pursuant to his report dated June 25, 2021; and

WHEREAS, the Township Engineer has recommended reducing the Performance guarantee consistent with the inspection conducted thereon; and

WHEREAS, pursuant thereto, the Committee finds that the required improvements have been installed, inspected, and approved as detailed in the June 25, 2021, inspection report of Dante Guzzi, PE, CME, Principal Engineer.

NOW THEREFORE, be it resolved by the Tabernacle Township Committee that the Performance Bond for Grande at Tabernacle – Section 2 on Block 202.02, Lots 10 & 11 shall be and is hereby reduced by \$76,796.88 to a total amount of **\$217,635.12**.

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

**RESOLUTION 2021-90
A PERFORMANCE GUARANTEE REDUCTION NO. 1
PURSUANT TO CHAPTER 16, SECTION 13.1 OF THE
TOWNSHIP'S REVISED ORDINANCE – GRAND AT TABERNACLE - (SECTION 3)**

WHEREAS, the Developer of the **Grande at Tabernacle – Section 3**, a major subdivision, located in Tabernacle Township on **Block 202.02, Lots 10 & 11**, has posted a Performance Bond (#BX20701) pursuant to the requirements of the Tabernacle Township Development Ordinances; and

WHEREAS, the Township's Engineer, Dante Guzzi has inspected the improvements to date on June 28, 2021, and certified the amount of the completed construction pursuant to his report dated June 28, 2021; and

WHEREAS, the Township Engineer has recommended reducing the Performance guarantee consisted consistent with the inspection conducted thereon; and

WHEREAS, pursuant thereto, the Committee finds that the required improvements have been installed, inspected, and approved as detailed in the June 28, 2021, inspection report of Dante Guzzi, PE, CME, Principal Engineer.

NOW THEREFORE, be it resolved by the Tabernacle Township Committee that the Performance Bond for **Grande at Tabernacle – Section 3** on **Block 202.02, Lots 10 & 11** shall be and is hereby reduced by **\$571,829.16** to a total amount of **\$245,069.64**.

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

**RESOLUTION 2021-91
AUTHORIZING THE EXECUTION OF A
CONTRACT RENEWING MEMBERSHIP IN THE
BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Township of Tabernacle (hereinafter the "MUNICIPALITY") is a member of the Burlington County Municipal Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, the MUNICIPALITY'S membership terminates as of January 1, 2022, unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (m) provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon a determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3, a designated official of the MUNICIPALITY, has filed a certificate with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1991; and

WHEREAS, since 1991, the Fund has continually refined all the types of coverage that it provides to its members so that it offers comprehensive insurance coverage and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

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

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management, and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial, and Legal services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that have uniquely similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all the aforementioned factors categorize the award of this Contract as an “extraordinary, unspecifiable service” that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY’S membership in the FUND; and

WHEREAS, for all the reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, N.J.S.A. 40A:11-5(2) also provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency, or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all the reasons, the MUNICIPALITY desires to enter a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW THEREFORE, be it resolved by the governing body of the MUNICIPALITY as follows:

1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.

**TOWNSHIP OF TABERNACLE
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2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY'S renewal of its membership.
3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.
4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.

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

**CONTRACT TO RENEW MEMBERSHIP WITH THE
BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Burlington County Municipal Joint Insurance Fund (hereinafter the “FUND”) is a duly chartered Municipal Joint Insurance Fund as authorized by NJSA 40A:10-36 et seq.; and

WHEREAS, the Township of Tabernacle (hereinafter the “MUNICIPALITY”) is currently a member of said FUND; and

WHEREAS, effective January 1, 2022, said membership in the FUND will expire unless earlier renewed; and

WHEREAS, the Governing Body of the MUNICIPALITY has authorized the entry into this Contract to renew said membership through the adoption of a Resolution # 2021-91 which details the reasons for renewing said membership with the FUND; and

WHEREAS, the FUND has agreed to offer renewal of membership of the MUNICIPALITY in the FUND.

NOW, THEREFORE, it is hereby contracted and agreed between the FUND and the MUNICIPALITY as follows:

1. The MUNICIPALITY hereby renews its membership in the FUND for a three (3) year term commencing on January 1, 2022, and ending on January 1, 2025, as authorized by Resolution #2021-91.
2. The MUNICIPALITY hereby ratifies and reaffirms the Indemnity and Trust Agreement, the By-Laws and other organizational and operating documents of the FUND as are from time to time are amended and altered by the FUND and/or the Department of Banking and Insurance in accordance with the applicable statutes and administrative regulations as if each of said documents were re-executed contemporaneously herewith.
3. The MUNICIPALITY shall be a participating member of the FUND for the three (3) year term of this Contract, and the MUNICIPALITY shall comply with all the rules and regulations and obligations associated with said membership.
4. In consideration of the continuing membership of MUNICIPALITY in the FUND, the FUND has agreed to the continuing membership of the MUNICIPALITY subject to the continuing approval of the Commissioner of Banking and Insurance, to accept the renewal application of the MUNICIPALITY.