Township of Tabernacle

Town Hall
163 Carranza Road
Tabernacle, NJ 08088

TOWNSHIP COMMITTEE MEETING AGENDA

SEPTEMBER 23, 2019 - 7:30 PM

Governing Body
Kimberly A. Brown, Deputy Mayor
Stephen V. Lee, IV, Township Committee
Samuel R. Moore, III, Township Committee
Joseph Yates, IV, Township Committee
Joseph W. Barton, Mayor

TOWN HALL ADMINISTRATIVE TEAM

<table>
<thead>
<tr>
<th>Douglas Cramer, C.P.W.M.</th>
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<td>Township Administrator</td>
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<tr>
<th>Rodney R. Haines, C.M.F.O.</th>
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<td>Chief Finance Officer</td>
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<th>Kimberly L. Smith, C.T.C.</th>
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<td>Tax Collector</td>
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<th>Dante Guzzi</th>
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<td>Township Engineer</td>
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<th>Thomas Boyd</th>
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<td>Construction Official</td>
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<th>Robert Sunbury</th>
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<td>Emergency Management Coord</td>
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<th>Peter C. Lange, Jr.</th>
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<td>Township Solicitor</td>
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<th>La Shawn R. Barber, RMC, CMR</th>
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<td>Municipal Clerk</td>
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www.townshipoftabernacle-nj.gov

DRAFT AGENDAS ARE SUBJECT TO CHANGE
I. CALL TO ORDER - FLAG SALUTE - OPEN PUBLIC MEETINGS ACT STATEMENT

II. ROLL CALL: Deputy Mayor Brown, Committeeman Lee, Committeeman Moore, Committeeman Yates and Mayor Barton

III. PUBLIC COMMENT (Agenda items only, except first reading ordinance – public hearing scheduled)

IV. ORDINANCES

2019-8: SECOND READING: BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, NEW JERSEY; APPROPRIATING THE SUM OF $1,130,000 THEREFORE; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO $1,073,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

EXPLANATORY STATEMENT: This Ordinance is being introduced on second reading to address our necessary drainage and road repairs in the Township. Drainage improvements including but not limited to Laurel Drive, Hawkin Road and Eldorado Drive. Laurel Drive and Pine Oak Court are included in this Ordinance because it is cost effective to do the drainage and road improvements at the same time. Fork Neck Road is based on the condition of the road. However, other roads may be considered for substitution after discussion by Township Committee. Also included in this ordinance is the purchase of a backhoe with accessories to replace a (25) twenty-five-year-old machine which is used for maintenance of Township stormwater facilities.

2019-9: FIRST READING: AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING CHAPTER II “ADMINISTRATION” BY ADDING SECTION 32 “CLOSED SESSION MINUTES”

EXPLANATORY STATEMENT: This Ordinance is being introduced on first reading to replace Resolution 2018-90, which amends Chapter II to include Section 32 “Closed Minutes” and creates the Minutes Review Subcommittee in a proactive attempt to ensure the prompt availability of closed session minutes to the public.
V. RESOLUTIONS

2019-102: Authorizing placement of temporary signs in the public right of way: Tabernacle Community Fall Festival

2019-103: Authorizing cancellation of taxes for NJDEP properties: Block 1601, Lots 1 & 4.02 QFarm

2019-104: Authorizing emergency appropriation: sink hole – Oriole Way


2019-106: Authorizing corrective action plan: FY2018 municipal audit


2019-108: Authorizing submission of municipal park development program funds: Prickett’s Mill Park

2019-109: Authorizing award of contract for 2019 drainage improvements project

2019-110: Authorizing change order for 2019 CDBG improvements project: Coastline

VI. APPROVAL OF BILLS

VII. APPROVAL OF MINUTES  August 26, 2019 (regular & closed session)

VIII. REPORTS:  a) Engineer  b) Administrator  c) Solicitor  d) Emergency Management  e) Township Committee

IX. PUBLIC COMMENT  (please state your name & address for the record – 3 minutes)

X. ADJOURNMENT
TOWNSHIP OF TABERNACLE, NEW JERSEY

ORDINANCE 2019-8

BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, NEW JERSEY; APPROPRIATING THE SUM OF $1,130,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO $1,073,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

BE IT ORDAINED by the Township Committee of the Township of Tabernacle, County of Burlington, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the Township of Tabernacle, County of Burlington, New Jersey ("Township").

Section 2. It is hereby found, determined and declared as follows:

(a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is $1,130,000;

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is $1,073,500; and

(c) a down payment in the amount of $56,500 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11.

Section 3. The sum of $1,073,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of $56,500, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").
Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed $1,073,500 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed $1,073,500 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of $225,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the amount of available grants for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

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<tr>
<th>Purpose/Improvement</th>
<th>Estimated Total Cost</th>
<th>Down Payment</th>
<th>Amount of Obligations</th>
<th>Period of Usefulness</th>
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<tbody>
<tr>
<td>A. Reconstruction and/or Resurfacing of Various Township Roadways including, but not limited to, Laurel Drive, Pin Oak Court and Fork Neck Road, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto</td>
<td>$325,000</td>
<td>$26,250</td>
<td>$498,750</td>
<td>10 years</td>
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<td>B. Completion of Various Drainage Projects throughout the Township including, but not limited to, Laurel Drive, Hawk Road and Eldorado Drive, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto</td>
<td>420,000</td>
<td>21,000</td>
<td>399,000</td>
<td>10 years</td>
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<td>C. Acquisition of Various Heavy Equipment for the Public Works Department including, but not limited to, a Back Hoe, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto</td>
<td>185,000</td>
<td>9,250</td>
<td>175,750</td>
<td>15 years</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$1,130,000</td>
<td>$56,500</td>
<td>$1,073,500</td>
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Section 8. The average period of useful life of the several purposes for the financing of which this Bond Ordinance authorizes the issuance of bonds or bond anticipation notes, taking into consideration the respective amounts of bonds or bond anticipation notes authorized for said several purposes, is not less than 10.81 years.

Section 9. Grants or other monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7 above.

Section 10. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by $1,073,500 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 11. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 12. The applicable Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 13. The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(e)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

Section 14. The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations
promulgated thereunder;

    (c) it shall calculate or cause to be calculated and pay, when due, the rebatable
         arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code)
         of the bonds or bond anticipation notes;

    (d) it shall timely file with the Internal Revenue Service, such information
         report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

    (e) it shall take no action that would cause the bonds or bond anticipation notes
         to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

    Section 15. The improvements authorized hereby are not current expenses and are
           improvements that the Township may lawfully make. No part of the cost of the improvements
           authorized hereby has been or shall be specially assessed on any property specially benefited
           thereby.

    Section 16. All ordinances, or parts of ordinances, inconsistent herewith are hereby
           repealed to the extent of such inconsistency.

    Section 17. In accordance with the Local Bond Law, this Bond Ordinance shall take
           effect twenty (20) days after the first publication after final passage.

Date of Introduction:  August 24, 2019
Date of Final Adoption:  ____________, 2019
STATE OF NEW JERSEY

SS. TOWNSHIP OF TABERNACLE

COUNTY OF BURLINGTON

TABERNACLE TOWNSHIP
BOND ORDINANCE 2019-8

Notice of Pending Bond Ordinance and Summary

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Mayor and Township Committee of the Township of Tabernacle, County of Burlington, State of New Jersey, held on August 26, 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of the Mayor and Township Committee to be held at the Tabernacle Township Municipal Building, 163 Carranza Road, Tabernacle, New Jersey on September 23, 2019 at 7:30 PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN AND FOR THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, NEW JERSEY; APPROPRIATING THE SUM OF $1,130,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF TABERNACLE, COUNTY OF BURLINGTON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO $1,073,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

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<td>$525,000</td>
<td>$20,250</td>
<td>$494,750</td>
<td>10 years</td>
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<td><strong>TOTAL</strong></td>
<td><strong>$1,130,000</strong></td>
<td><strong>$56,500</strong></td>
<td><strong>$1,073,500</strong></td>
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Appropriation: $1,130,000
Bonds/Notes Authorized: $1,073,500
Grants (if any) Appropriated: N/A
Section 20 Costs: $225,000
Useful Life: 10.81 years

LASHAWN R. BARBER, Township Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17
Adv. Fee: $ 
BCT: September 3, 2019
Aff. Chg.: $20.00

La Shawn Barber
Notary Public of New Jersey
My Commission Expires May 8, 2023
TOWNSHIP OF TABERNACLE
ORDINANCE NO. 2019-9

AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE
COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AMENDING CHAPTER II “ADMINISTRATION” BY ADDING SECTION 32
“CLOSED SESSION MINUTES”

WHEREAS, pursuant to Resolution 2018-90, the Tabernacle Township Committee in regular session on the 27th day of August, 2018, resolved to create the Minutes Review Subcommittee in a proactive attempt to ensure the prompt availability of closed session minutes to the public; and

WHEREAS, The Tabernacle Township Committee recognizes the value of open government and is dedicated to the faithful adherence to the extensive rights to inspect and copy public records enjoyed by the public pursuant to the Open Public Records Act, located at N.J.S.A. 47:1A-1.1, and the common law right to know; and

WHEREAS, The Open Public Meetings Act, located at N.J.S.A. 10:4-14, must be interpreted to promote the salutary legislative purpose of requiring governmental bodies to conduct their business in public, and the stated statutory exemptions permitting closure must be strictly construed; and

WHEREAS, even where closure of public meetings is permissible, minutes of the closed meetings, as full as permitted by the nature of the exemption, must be promptly made available; and

WHEREAS, the Committee wishes to modify the Township Ordinances to conform to the above-referenced Resolution.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Ordinance 2019-7 is repealed in its entirety and replaced with the following:

CHAPTER II “ADMINISTRATION” is hereby amended to include SECTION 32 “CLOSED SESSION MINUTES” to read as follows:

1. Minutes Review Subcommittee. There shall be a minutes review subcommittee (MRS) consisting of the Administrator, the Township Attorney and the Municipal Clerk, whose job shall be to periodically review approved closed sessions of the Township Committee and make further determinations on behalf of the Committee on which previously adopted minutes should be made public. The MRS shall have no power and shall not be a “public body” within the meaning of the Open Public Meetings Act.
2. **Meetings of MRS.** The MRS shall meet on a quarterly basis. Meetings of the MRS shall be scheduled at the convenience of the MRS members by the Municipal Clerk and may be conducted electronically.

3. **Preparatory staff work.** Prior to each meeting of the MRS, the Municipal Clerk shall prepare a list of all previously approved closed session minutes that have not been made public. The list and the minutes listed shall be made available to the MRS at their meetings.

4. **Basis for recommendation.** Recommendations to make minutes public shall be on a case-by-case basis, taking into consideration both the interest in maintaining confidentiality set forth in *N.J.S.A. 10:4-12* and the interest in prompt disclosure set forth in *N.J.S.A. 10:4-14*. The applicable guidelines set forth in paragraph 7 of this resolution may be considered as a general standard.

5. **Decision.** The decision by the MRS to make public the previously approved minutes of any closed session shall be based on a finding, including that of the Township Solicitor on behalf of the Township Committee, that public disclosure of the matters discussed at such closed session will not be detrimental to the public interest. In cases where more than one matter was discussed in closed session, the MRS may elect to make public only the minutes pertaining to certain of those matters, and to keep the rest of the minutes confidential. Should the minutes contain any material entitled to protection [such as, for example, personnel records, see Hughes Exec. Order No. 9, 9/30/63, amended by Byrne Exec. Order No. 11, 11/15/74; Trenton Times Corp. v. BOE City of Trenton. 138 N.J. Super. 357 (App. Div. 1976)], the MRS shall excuse such protected matter, provided, that all materials required to be contained in the minutes by *N.J.S.A. 10:4-14* shall be set forth.

6. **Once public, always public.** Minutes which are made public shall not thereafter be treated as confidential, but may be seen and copied by any person in the same manner as minutes of open meetings.

7. **Guidelines.** The following general guidelines pertaining to the nine purposes for closed meetings set forth in *N.J.S.A. 10:4-12. B.* may be considered in deciding when to make public minutes of closed sessions:

   (a) Matters required by law to be confidential. When the need to preserve the secrecy of the confidential information discussed no longer exists; provided, that material entitled to court protection shall not be disclosed.

   (b) Matters affecting the right to receive federal funds. When disclosure would no longer impair the right to receive funds or cause funds already received to be forfeited.
(c) Matters involving individual privacy. Such matters shall not be disclosed except as ordered by a court of competent jurisdiction, or with the written consent of all of the individual(s) concerned. (See South Jersey Publishing Co. Inc. v. N.J. Expressway Auth., 124 N.J. 478 (1991).

(d) Matters relating to collective bargaining agreements. When the collective bargaining agreement has been made and ratified.

(e) Certain matters involving public funds. After the transaction involving the public funds has been made.

(f) Matters affecting public safety and property. When disclosure would no longer impair the safety and property of the public or the conduct of any investigation.

(g) Litigation, contract negotiation and certain privileged matters. As to litigation, when a final decision has been rendered and all rights of appeal are exhausted; as to anticipated litigation, when the statute of limitations has expired or a binding settlement precluding litigation has been made; as to contract negotiation, when either the contract has been made and is binding of all parties or if not made, when negotiation is terminated; as to matters falling within the attorney-client privilege, at such time, if ever, that disclosure would not violate the attorney’s ethical duties.

(h) Employment matters. When the employment decision has been made and all rights to litigate or appeal are exhausted; provided, that material entitled to court protection shall not be disclosed.

(i) Deliberations after hearing in penalty matters. After the decision to impose or not impose the penalty has been made and all rights to litigate or appeal are exhausted; provided, that material entitled to court protection shall not be disclosed.

8. All meeting minutes shall be drafted and approved by the governing body within the time set forth in the Open Public Meetings Act, N.J.S.A. 10:4-8, et seq. (“OPMA”) and applicable case law.

9. Except as set forth herein, minutes of meetings of the governing body from which the public has been excluded (“Closed Session Minutes”) shall be available to the public upon request duly submitted to the Township redacted or unredacted.

10. With respect to Closed Session Minutes, at the time those minutes are approved, the Township Committee shall determine which portions of the minutes are not appropriate for release to the public under the OPMA or the Open Public Records Act, N.J.S.A. 47:1A-1.1, et seq. (“OPRA”) and such minutes shall be reviewed in accordance with paragraph 11 hereof.
11. On a quarterly basis, the MRS shall review Closed Session Minutes to determine what additional portions, if any, shall be released to the public. Release of Closed Session Minutes in response to an OPRA request shall not be delayed by a second review or approval by the Township Committee of Closed Session Minutes that have already been approved. The Municipal Clerk will continue to put all regular minutes on the Township website promptly upon adoption and approval by the governing body. The Municipal Clerk will place all closed session minutes on the Township website promptly upon adoption and approval in redacted and unredacted form. The Municipal Clerk will update the closed session minutes on the Township website promptly upon modification as it concerns any approval to release previously redacted minutes or portions thereof. Such review shall include all Closed Session Minutes approved by the governing body since January 1, 2017.

SECTION 2: All ordinances, resolutions or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3: If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion.

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

ALL OF WHICH IS ADOPTED this _____ day of ____________ 2019, by the Tabernacle Township Committee.

La Shawn Barber, RMC/CMR 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 Township Committee of the Township of Tabernacle held on Monday, September 23, 2019.
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-102
AUTHORIZING THE PLACEMENT OF TEMPORARY SIGNS IN THE PUBLIC
RIGHT OF WAY FOR TABERNACLE COMMUNITY FALL FESTIVAL

WHEREAS, a request has been made from Cub Scout Pack 439 and the Education Foundation of Tabernacle for permission to place temporary signage in the public right of way associated with certain Township roads for the week of October 20th, 2019; and

WHEREAS, in order to promote the Tabernacle Community Fall Festival on Sunday October 27, 2019 (rain date Sunday, November, 3, 2019) at Seneca High School, request is being made to post signs in various places around the Township; and

WHEREAS, the Township Committee is desirous of assisting Cub Scout Pack 439 and the Education Foundation of Tabernacle in promoting this beneficial activity.

NOW, THEREFORE, BE IT RESOLVED, that the Tabernacle Township Committee, in the County of Burlington, State of New Jersey, does hereby temporarily suspend the zoning regulations prohibiting such signage included in Tabernacle revised Ordinances Chapter 17 Section 22.12 “Off Site Commercial Advertising Signs.”

The Township Committee further hereby authorizes the Cub Scout Pack 439 and the Education Foundation of Tabernacle and/or its representatives to place temporary signage in the public right of way and along Tabernacle public roads to promote this event as aforementioned under the following conditions:

1. All signs shall be placed at least 6 feet off of any paved road surface and shall be placed in the public right of way with adult supervision.
2. All temporary signs shall be removed within 5 days after conclusion of the event.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Tabernacle Construction Official.

Dated: September 23, 2019

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

JOSEPH W. BARTON, MAYOR

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<th>VOTE ON ADOPTION</th>
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<tr>
<td>Joseph W. Barton</td>
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<td>Kimberly A. Brown</td>
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<td>Samuel R. Moore</td>
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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 23rd day of September 2019.

La Shawn R. Barber, RMC
Municipal Clerk
Tabernacle Fall Festival - October 27, 2019

Request to Post Signs in Tabernacle

Note – the dates on the signs will be changed to reflect the appropriate date for this year’s festival.

Tabernacle Fall Festival
Sunday October 27 - Seneca High School - 10am-4pm
Craft Fair - Food Trucks - Touch-a-Truck - Kids Zone
Hosted by Cub Scout Pack 439 and Education Foundation of Tabernacle Twp
12’ x 3’

Location for 12’ sign (posted 3 weeks prior to Festival)

- Intersection of Rt 206 and Medford Lakes-Tabernacle Rd (Rt 532)

Tabernacle Fall Festival
October 27 - Seneca High School - 10am-4pm
Craft Fair - Food Trucks - Touch-a-Truck - Kids Zone
Hosts: Cub Scout Pack 439 and Education Foundation of Tabernacle Twp.
8’ x 3’

Locations for 8’ signs (posted 3 weeks prior to festival)

- Hawkins Rd and Rt 206 (firehouse)
- Carranza Road and Rt 206 (private property)
- Murphy’s Market
- New Road – Tabernacle School District property

TABERNACLE FALL FESTIVAL

5’ x 3’

Locations for arrow signs (posted day of festival only)

- Hawkins Rd and Rt 206 (firehouse)
- Carranza Rd and Medford Lakes-Tabernacle Rd (Rt 532)
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-103
AUTHORIZE CANCELLATION of PROPERTY TAXES for PARCELS
OWNED by NJ DEPARTMENT of ENVIRONMENTAL PROTECTION

WHEREAS, Block 1601, Lot 1 QFARM, and Block 1601, Lot 4.02 QFARM have been
acquired by the State of New Jersey on June 14, 2018; and

WHEREAS, such land is exempt from property tax; and

WHEREAS, the Tax Collector has been notified in writing the exemption was effective
beginning January 1, 2019.

NOW THEREFORE BE IT RESOLVED the Township Committee of Tabernacle, County
of Burlington, State of New Jersey, hereby authorizes the Tax Collector to CANCEL 2019
PROPERTY TAXES on the following three parcels of land:

Block 1601, Lot 1 QFARM
Block 1601, Lot 4.02 QFARM

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

DATE: September 23, 2019

JOSEPH W. BARTON, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

VOTE ON ADOPTION

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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 23rd day of September 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
VIA CERTIFIED MAIL RRR
Jay Renwick, Tax Assessor
Township of Tabernacle
163 Carranza Road
Tabernacle, New Jersey 08088

Re: Cutts Brothers, L.L.C. to State of New Jersey, Dept. of Environmental Protection
Block 1302, Lots 65 (QFarm) and 69 (QFarm)
Block 1601, Lot 7 (QFarm), p/o Lot 1 (QFarm), and p/o Lot 4.02(QFarm)
Tabernacle Township, Burlington County
DEP Offer #: 8869

Dear Mr. Renwick:

Please be advised that the above-referenced property was acquired by the State of New Jersey on June 14, 2018, and its interest will become tax exempt on January 1, 2019. Any future correspondence or notices regarding the above property should be sent to:

State of New Jersey, Department of Environmental Protection
Green Acres Program
Mail Code 501-01
P.O. Box 420
Trenton, New Jersey 08625-0420
Attention: Lorraine Canonico

Please do not hesitate to contact me with any questions. Thank you for your assistance.

Sincerely yours,

GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY

Robert S. Guzek, Jr.
Deputy Attorney General

By: ________________________________

C: Cindy Napoleon – NJDEP Green Acres Program (via e-mail)
   Lorraine Canonico – NJDEP Green Acres Program (via e-mail)
   Kimberly L. Smith, Certified Tax Collector – Township of Tabernacle (via regular mail)
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-104
RE: AUTHORIZING EMERGENCY APPROPRIATION:
SINK HOLE / ORIOLE WAY

WHEREAS, Tabernacle Township rescinds resolution 2019-92 authorizing a Special Emergency Appropriation in accordance with N.J.S.A. 40A:4-54 per a request by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, an emergency has arisen with respect to emergency repairs to Oriole Way and, no adequate provision was made in the 2019 budget for the aforesaid purpose, and NJS 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is $7,377.65, and three (3) percent of the total operating appropriations in the budget for 2019 is $103,324.74; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations in the budget for 2019;

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48:

1. An emergency appropriation is hereby made for Emergency Repairs to Oriole Way in the amount of $7,377.65.
2. That said emergency appropriation shall be provided for in full in the 2020 budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3c(1).
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

DATE: SEPTEMBER 23, 2019

JOSEPH W. BARTON, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

VOTE ON ADOPTION

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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 23rd day of September 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
CERTIFICATION FOR EMERGENCY APPROPRIATION FORM
CHIEF FINANCIAL OFFICER

Purpose of emergency appropriation: **Sink Hole Repairs Oriole Way**

Date of occurrence: **July 24, 2019**

Have any contracts been awarded or purchase orders placed in connection with this emergency appropriation? **Yes**

- **Coastline Construction $6,500.00**
- **Dante Guzzi Engineering Associates $877.65**

Date: **August 26, 2019**

Chief Financial Officer: ________________________________

Municipality: **Tabernacle Township**
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-105
AUTHORIZING SETTLEMENT OF GRC COMPLAINT NO. 2019-81

WHEREAS, a Government Records Council ("GRC") Complaint was filed on April 19, 2019 under GRC Complaint No. 2019-81 captioned FRAN BROOKS, Petitioner, v. TOWNSHIP OF TABERNACLE objecting to and making demand for a refund of a special service charge of $50.00 paid by the Petitioner in August of 2015 related to a demand for documents under the New Jersey Open Public Records Act; and

WHEREAS, the matter was mediated before the Government Records Council pursuant to their voluntary mediation process; and

WHEREAS, a settlement of the matter was reached under terms which are now acceptable to the Township of Tabernacle in consideration of the facts and circumstances and the cost shifting mechanisms included in OPRA and in view of the Township’s exposure to further attorney’s fees and for other appropriate considerations; and

WHEREAS, counsel for the Petitioner has agreed on behalf of Fran Brooks to accept the repayment of the $50.00 special service charge and payment of attorney’s fees in the amount of $646.50 in full settlement of all claims against the Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Tabernacle, County of Burlington, State of New Jersey, that the Township shall resolve the above referenced litigation according to such terms.

I hereby certify the foregoing to be a true copy of a resolution adopted by the Tabernacle Township Committee at a meeting held on September 23, 2019.

La Shawn R. Barber, RMC
Municipal Clerk

Joseph W. Barton, Mayor

VOTE ON ADOPTION

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La Shawn R. Barber, RMC
Municipal Clerk
New Jersey Government Records Council

Denial of Access Complaint

Please read these instructions before completing this form:

- This form is to be used only for claims of denial of access to government records that you want the Government Records Council (GRC) to decide. Your request must have been made on or after July 8, 2002, under “OPRA,” the Open Public Records Act (N.J.S.A. 47:1A-1 et seq.).

- Please print or type your responses and provide ALL information requested. Incomplete forms will delay processing. This form may be submitted online or is available in downloadable format from the GRC website at www.nj.gov/grc.

- Only one complaint is required for each OPRA request form, regardless of the number of documents sought in the request.

- The GRC recommends that you keep a copy of this complaint for your own files.

MAIL, FAX, OR E-MAIL THIS COMPLAINT AND ALL SUPPORTING DOCUMENTATION TO:

Government Records Council
PO Box 819
Trenton, NJ 08625-0819
Fax: (609) 633-6337
E-mail: Government.Records@dca.nj.gov
Online: eform.mwg.nj.gov

I. About the Requester of the Records:

Full Name: Fran Brooks
Mailing Address: c/o Law Offices of Walter M. Luers
City: __________________________ State: __________________________ Zip: __________________________
Please provide a phone number at which GRC staff can contact you between 9 A.M.-5 P.M., Monday-Friday: Contact Through Counsel
Fax Number: __________________________
E-Mail Address: __________________________
If you are represented by an attorney in this matter, please provide:
Name: Law Offices of Walter M. Luers
Address: Ste 2, 122 W. Main Street, Clinton, NJ 08809
Phone Number: 908-894-5656
Fax Number: 908-894-5729
E-mail Address: wluers@luerslaw.com
If you are an attorney who requested records and are filing this complaint on behalf of a client, please state the client's name: Not Applicable.

II. About the Custodian of Records:

Name of the public agency from which records were requested: Tabernacle Township (Burlington County)

Name of custodian to whom records request was submitted: LaShawn Barber
Telephone Number: 609-268-1220
E-Mail Address (if used): See Page 3 (file size too small)

Name of custodian who denied records request (if different from above):
Telephone Number: 609-268-1220
Fax Number: 609-268-7430
E-Mail Address (if used): See Page 3

Denial of Access Complaint Form (2016)
New Jersey Government Records Council
Denial of Access Complaint - Detail Summary

Use this form to summarize the content, time, and date of any conversations regarding this complaint, along with the names of the participants and any witnesses.

SEE ATTACHED DOCUMENTS.

Special service charge of $50 was paid in mid-August 2015.

The records were provided on August 14, 2015.

Records Custodian's Email address is lastwpclerk@townshipoftabernacle-nj.gov
New Jersey Government Records Council
Denial of Access Complaint – Records Denied List

Name of Complainant: Fran Brooks

Please fill out this form describing the record (or portion of it) to which access has been denied and the response to your request, including the reason given for denial of access. Submit additional pages if necessary.

<table>
<thead>
<tr>
<th>Item #</th>
<th>Description of record (or portion)</th>
<th>Response to request</th>
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<tr>
<td>1</td>
<td>On-site Inspection records for the years January 1, 2010 through the present for 192 Qualified Farmland Assessment properties in Tabernacle Township.</td>
<td>Charged $50 special service charge, which Petitioner paid.</td>
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New Jersey Government Records Council
Agreement to Mediate

By participating in mediation, I/we agree:

1. To engage in a good faith effort to resolve the above referenced complaint filed with the Government Records Council ("GRC") concerning access to records or related matters described in the Complaint;

2. That I will abide by any procedural rules set forth by the mediator. Such rules may include the establishment of a timetable for completion of mediation and/or phases of the mediation, a requirement that the parties periodically reduce settled issues to writing, a requirement that the parties personally meet with the mediator at a mutually convenient time and place and such other reasonable procedural rules deemed by the mediator to facilitate the mediation process.

3. That all discussions and documents arising during mediation are confidential unless otherwise legally obtainable. Documents provided in mediation cannot be used in a GRC hearing or appeal from a GRC determination unless those documents are public records or the party with control over the documents consents to their use in such a proceeding. Conversations with the mediator or with the other party during mediation will not constitute statements that can be used in a later GRC hearing or appeal from a GRC determination;

4. That I will not subpoena the mediator to testify or to produce any mediation materials whatsoever following the mediation. I acknowledge that the mediator will not testify on behalf of any party in any pending or future administrative or judicial proceeding, or disclose any information obtained during mediation unless the parties expressly consent to such disclosure, or unless law or court order requires disclosure. I further agree that the mediator will be held harmless for any claim arising from the mediation process;

5. That the mediation session will not be recorded (either video or audio) and that no transcript of the session will be produced;

6. That the mediator will not decide who is right or wrong, and that I shall not ask the mediator to act as my advocate. I acknowledge that the mediator will try to help the parties reach their own resolution of this dispute by encouraging discussion; however, if the mediator determines that the mediation process is no longer productive the mediator may unilaterally terminate said mediation and refer the matter back to the GRC for further processing;

7. That when a settlement is reached, it shall be put in writing and signed, and shall be binding upon all parties to the agreement. A copy shall be provided to the GRC. If the complaint is not resolved during mediation, the complaint will be transferred to the GRC for further processing.

The parties to this agreement, whose names and signatures appear below, are the only persons authorized to participate in the mediation process. The principal's representative, if any, affirms that he/she is authorized to act by, and on behalf of, the principal.

☐ YFS, I want to participate in mediation.
☐ NO, I do not want to participate in mediation.

Fran Brooks
Name of Principal (Please Print)
Signature
Date

☒ I am the Complainant ☐ I am the Custodian

Walter M. Luers
Name of Legal Representative (Please Print)
Signature
Date

Name of Representative (Please Print)
Signature
Date

Revised October 29, 2016
GRC Denial of Access Complaint

3. About the Record Request:
   Date your records request was provided to the custodian: ____________________________
   Did you receive a reply to your request? Yes ☒ No ☐
   If so, state the date your request was denied: ____________________________

   Have you previously filed a complaint with the GRC concerning the record request that is subject of this complaint?
   Yes ☐ No ☒
   If yes, provide the GRC complaint number and a copy of the GRC decision in the matter.
   Date: ____________________________  Complaint No.: ____________________________

   Have you spoken with or written to the GRC about the record request that is subject of this complaint?
   Yes ☐ Date: ____________________________  No ☒

   Have you filed an action in the N.J. Superior Court concerning the record request that is subject of this complaint?
   No ☒ Yes ☐ If Yes, Docket Number: ____________________________

4. Mediation (please refer to attached documents for details):
   Are you interested in participating in mediation? Yes ☒ No ☐

5. Documents to submit with this Form:
   ☒ Complete the attached Records Denied List to describe the records to which you were denied access.
   ☒ Attach a copy of the OPRA Records Request form you filed with the public agency and any correspondence between you and the record custodian(s) or custodial agency staff that concern the portion of your OPRA request that was denied. Be sure to include any e-mail, memoranda, phone messages, or any other documents such as affidavits, or certifications related to the request and the denial.
   ☒ Summarize the facts of this complaint by writing the content, time, and date of any interaction you had with the custodian regarding the OPRA records request that is the subject of this complaint. Use the attached Detail Summary for this purpose.
   ☒ Provide any legal arguments, allegations, or other information you would like the GRC to consider in deciding this complaint. Use the attached Detail Summary for this purpose.
   ☒ If applicable, until the Complainant's Counsel submits a formal letter of representation to all parties, the GRC will communicate exclusively with the Complainant. See N.J.A.C. 5:105-1.3 & 2.2;
   ☒ Sign the Agreement to Mediate if you wish to participate in the mediation process.

6. Verification of Complaint:
   By signing this complaint, I affirm under penalty of perjury that:
   ☒ I am the person who submitted the OPRA request for records which is the subject of this Complaint;
   ☒ The documents submitted with this Complaint are true copies of material which I believe is relevant to my claim;
   ☒ I am not seeking disclosure of any personal information pertaining to the victim of any crime committed by me, which is an indictable offense under the laws of the State of New Jersey, or any other State, or pertaining to the family of that victim; and
   ☒ I am simultaneously providing a copy of this complaint to the Custodian of Records.
   ☒ The foregoing statements made by me are true, I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment pursuant to the New Jersey Court Rule 1:4-4.

   Signature Field: ____________________________  Signature (required): ____________________________  Date: ____________________________

Denial of Access Complaint Form (2016)
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-106
ACCEPTING THE CORRECTIVE ACTION PLAN FOR MUNICIPAL AUDIT

WHEREAS, the Committee of the Township of Tabernacle received the 2018 Audit Report and accepted it by virtue of Resolution 2019-95 on August 26, 2019; and

WHEREAS, a Corrective Action Plan was required; and

WHEREAS, the Chief Financial Officer submitted a Corrective Action Plan that is on file in the office of the Municipal Clerk.

THEREFORE, BE IT RESOLVED, that the Tabernacle Township Committee does acknowledge receipt of the Corrective Action Plan.

BE IT FURTHER RESOLVED, that the Municipal Clerk be directed to forward a copy of this Resolution to the Division of Local Government Services.

DATE: September 23, 2019

JOSEPH W. BARTON, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

VOTE ON ADOPTION

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La Shawn R. Barber, RMC
Municipal Clerk
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<th>Date</th>
<th>Mayor</th>
<th>Date</th>
<th>Chief Financial Officer</th>
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Immediate

CFO - Rodney R. Haines

Pension remittances will be initiated pr

IMPLEMENTATION COMPLETION DATE OF

FOR IMPLEMENTATION PERSON RESPONSIBLE

CORRECTIVE ACTION APPROVED

RECOMMENDATION

| Telephone Number | Contract Person | Date of Municipal Meeting | Type of Audit | Name of Municipal
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Rodney R. Haines

September 23, 2019

2018 Financial Statement Audit

Township of Tabernacle

2018 AUDIT CORRECTIVE ACTION PLAN

BURLINGTON COUNTY
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-107

APPROVING SPECIFICATIONS AND AUTHORIZING THE SOLICITATION OF
BIDS FOR 2019-2020 SNOW REMOVAL SERVICE

WHEREAS, it is the desire of Tabernacle Township to receive sealed bids for Snow Removal Service in Tabernacle Township; and

WHEREAS, specifications have been prepared and reviewed by the Township Administrator and sealed proposals will be received by the Municipal Clerk’s Office on Friday, October 11, 2019 no later than 10:00 AM at Tabernacle Town Hall, 163 Carranza Road, Tabernacle, NJ 08088.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, that said specifications are hereby approved and the Township Administrator is hereby authorized pursuant to 40A:11-23 to advertise for and solicit bids for the 2019-2020 Snow Removal Service in Tabernacle Township.

BE IT FURTHER RESOLVED upon advertised notice that sealed proposals are to be delivered or mailed to the Municipal Clerk at Tabernacle Town Hall, 163 Carranza Road, Tabernacle, NJ 08088.

Date: September 23, 2019

JOSEPH W. BARTON, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

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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 23rd day of September 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
NOTICE TO BIDDERS

NOTICE is hereby given that the Township Committee of the Township of Tabernacle, in the County of Burlington and State of New Jersey, will receive and open sealed bids at 10:00 A.M. on Friday, October 11, 2019 at Tabernacle Town Hall, 163 Carranza Road, Tabernacle, NJ 08088 for:

TABERNACLE TOWNSHIP SNOW PLOWING SERVICES

Copies of the Specifications, Instruction to Bidders and Proposal Forms are on file with the Registered Municipal Clerk, La Shawn R. Barber, and may be obtained at the Tabernacle Town Hall, 163 Carranza Road, in said Township between the hours of 8:00 AM and 4:00 PM on any day, Monday through Friday or by Email: Lastwpclerk@townshipoftabernacle-nj.gov. All bids shall be submitted by the hour, date and place indicated above for receiving sealed bids, and shall be submitted only on the official proposal form in a sealed envelope bearing the name and address of the bidder, addressed to the Registered Municipal Clerk. The Township reserves the right to reject any and all bids or to waive any informality in the bid proposals that may be deemed to be in the best interest of the Township. The Township will award a contract on this bid subject to the availability of funds therefor. Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27-1 et seq.

By order of the Township Committee of the Township of Tabernacle.

La Shawn R. Barber, RMC
Township Clerk
TOWNSHIP OF TABERNACLE  
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-108  
AUTHORIZE SUBMISSION OF MUNICIPAL PARK DEVELOPMENT  
PROGRAM FUNDS

WHEREAS, the Burlington County Board of Chosen Freeholders has approved the Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("Trust Fund") and established a Municipal Park Development Program ("Program") to provide grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for municipal public park and recreation development purposes; and

WHEREAS, the Governing Body of the Township of Tabernacle desires to obtain County Municipal Park Development Program funds in the amount of $250,000.00 to fund Pricketts Mill Park Basketball Court Rehabilitation, Site Renovations and Improvements located at Pricketts Mill Park, 434 Pricketts Mill Road, Tabernacle, NJ, Block 504, Lot 19; and

WHEREAS, the Township of Tabernacle will be the holder of any interest acquired with County funds; and

WHEREAS, the County will be the holder of any interest acquired through the Program; and

WHEREAS, Tabernacle Township is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY Tabernacle Township Committee THAT:

1. Joseph W. Barton, Mayor and Douglas Cramer, Township Administrator are authorized to (a) make an application to the County of Burlington for Municipal Park Development Program Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Park Development Program and (c) act as the municipal contact person and correspondent of the above named municipality.

2. The Township of Tabernacle is committed to this project and will provide the balance of funding necessary to complete the project in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program.

3. If awarded a grant by the County of Burlington under the Municipal Park Development Program, the municipality will use the approved funds in accordance with the Municipal Park Development Program Policy and Procedure Manual, and applicable federal, state, and local government rules, regulations and statutes thereto.
4. Joseph W. Barton, Mayor and Douglas Cramer, Administrator are hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Burlington for the approved Funds.

5. This resolution shall take effect immediately.

JOSEPH W. BARTON, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

VOTE ON ADOPTION

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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 23 day of September 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
TOWNSHIP OF TABERNACLE  
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-109  
AWARDING CONTRACT FOR 2019 DRAINAGE IMPROVEMENTS PROJECT

WHEREAS, the Tabernacle Township Committee has received sealed proposals for work to be performed in connection with the 2019 Drainage Improvements Project; and

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

WHEREAS, there has been public advertisement for bids and the Municipal Clerk has received and opened bids on September 19, 2019 at 11:00 P.M. for the purpose of awarding a contract for the aforementioned 2019 Drainage Improvements Project (Old Indian Mills Road between Cramer Road and Medford Lakes Road; intersection of Moore Road and Richter Road) 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 Chief Financial Officer, as required by N.J.A.C. 5:30-1, has certified that there are sufficient funds available for the purpose of awarding a contract to said entity, said certification being attached hereto and made a part hereof.

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

1. That the Chief Financial Officer, based upon the aforementioned certificate, has declared that there are sufficient funds available for the aforesaid purpose, and the Township Committee hereby directs that the hereinafter expenditure be charged against such funds.

2. That the Township Committee, for the aforementioned reasons, hereby declares that Giberson Plumbing & Excavating is the lowest qualified bidder for the aforementioned contract and hereby awards a contract to the said entity for the aforesaid purpose in the amount of $213,000.00 in accordance with the terms and conditions of the Bid Proposal, the Notice to Bidders and Specifications, copies of which are on file in the Office of the Municipal Clerk and available for public inspection during regular business hours.

3. That the award to Giberson Plumbing & Excavating is consistent with the legal requirements of the lowest responsible bidder, which conforms, to all specification requirements and applicable statutory provisions.
4. That the Township Committee hereby directs the Township Clerk to return the bid securities to the following unsuccessful bidders in accordance with NJSA 40A: 11-4:

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<tr>
<td>1</td>
<td>Capella Construction, 30 N. Central Ave, Sickerlville, NJ 08081</td>
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<tr>
<td>2</td>
<td>Shore Connection 304 Forge Road, Unit 10, West Creek, NJ 08092</td>
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5. That the Township Committee does hereby direct the Mayor and Clerk to execute any contract documents which are necessary to effectuate the terms of this Resolution which shall be prepared by or reviewed by the Office of the Township Attorney.

DATE: SEPTEMBER 23, 2019

JOSEPH W. BARTON, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

VOTE ON ADOPTION

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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 23rd day of September 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
CERTIFICATION OF AVAILABLE FUNDS

RESOLUTION 2019-109
AWARDING CONTRACT FOR 2019 DRAINAGE IMPROVEMENTS PROJECT

I, Rodney R. Haines, Chief Financial Officer of Tabernacle Township do hereby certify pursuant to the Rules of the Local Finance Board, that thereafter-available adequate fund for the proposed contract between the Township of Tabernacle and Giberson Plumbing & Excavating, 7 Park Drive, Shamong, NJ 08088.

The money of fund said contract is in the amount of $213,000.00 and upon approval of the contract, the funds shall be charged to the following line item appropriation or account number(s): ____________________________________________________________________________.

These funds are not being certified as being available for more than one pending contract.

Date: ____________________  

_________________________________________  
Signature

CC: Township Solicitor  
    Township Auditor  
    Township Engineer
September 19, 2019

Mr. Douglas Cramer, Administrator
Tabernacle Township
163 Carranza Road
Tabernacle, New Jersey 08088

Re: Recommendation of Award
2019 Drainage Improvement Project
Contract TAB2019-3
Our File No. M-40-048

Dear Mr. Cramer:

As you are aware, sealed bids for the above referenced project were received on Thursday, September 19, 2019. A bid tabulation is enclosed for your review. Pending review of the Township Solicitor, we recommend award of the project to Giberson Plumbing and Excavating Inc. for the total price of $213,000.00. We have forwarded copies of the two lowest bidders to Mr. Lange’s office for review.

Should you have any questions regarding the above, or require additional information, do not hesitate to contact our office.

Very truly yours,

Dante Guzzi Engineering Associates, L.L.C.

Dante Guzzi, P.E., C.M.E.
Principal Engineer

DQ/jag
enclosure

cc: Peter C. Lange, Esq w/copies
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<tr>
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**TOTAL BID PRICE ITEMS 1 - 11**

$213,000.00 $218,800.00 $239,050.00

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**TOTAL BID PRICE ITEMS 1 - 11**

$269,054.00 $276,500.00

Dante Guzzi Engineering Associates, LLC
TOWNSHIP OF TABERNACLE  
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-110
APPROVING CHANGE ORDER NO. 1 TO A CONTRACT BETWEEN THE TOWNSHIP OF 
TABERNACLE AND COASTLINE CONSTRUCTION, LLC FOR THE 2019 CDBG 
IMPROVEMENTS PROJECT

WHEREAS, on July 22, 2019 the Township Committee awarded the contract for the 2019 CDBG Improvements Project in the amount of $37,350.00 to Coastline Construction, LLC.; and

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

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

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

Change Order #1
Description of change in scope of work: Change Order No. 1 consists of the return of the unused portion of the construction allowance.

- Amount of Original Contract: $37,350.00
- Total Change Order No. 1 Amount: $ 1,500.00
- Revised Contract Total: $35,850.00

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

1. Change Order No. 1 to the contract between the Township of Tabernacle and Coastline Construction, LLC. is hereby authorized by the Township; and
2. The Mayor is hereby authorized and directed to execute Change Order No. 1.

DATE: September 23, 2019

La Shawn R. Barber, RMC  
Municipal Clerk

Joseph W. Barton, Mayor

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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 23rd day of September 2019.

LA SHAWN R. BARBER, RMC  
MUNICIPAL CLERK
CHANGE ORDER NO. 1

CHANGE ORDER NO.1

DATE: September 18, 2019

OWNER: Tabernacle Township
163 Carranza Road
Tabernacle, New Jersey 08088

CONTRACTOR: Coastline Construction
154 Old Marlton Pike
Medford, N. J. 08055

PROJECT: 2019 CDBG Improvements
Contract NO: TAB2019-1

DGEO FILE NO: M-40-055

Change Order No.1 consists of the return of the unused portion of the construction allowance.

QUANTITY ADJUSTMENT

Line Item #2 - Construction Allowance
DELETE 1 Lump Sum @ $1,500.00 ($1,500.00)

Total Amount Change Order No. 1

($1,500.00)

Amount of Original Contract

$37,350.00

Total Amount of Change Order No. 1

($1,500.00)

Revised Contract Total

$35,850.00

Owner: Tabernacle Township

By: ________________________ Date: ________________________

Contractor: Coastline Construction

By: ________________________ Date: 9/8/19