

TABERNACLE TOWNSHIP COMMITTEE TOWN HALL MINUTES OF JUNE 24, 2019

Mayor Joseph Barton called the regular meeting to order at 7:30 p.m. followed by the Flag Salute.

Sunshine Notice: This meeting was called pursuant to the Open Public Meetings Act. This meeting of **June 24, 2019** was sent to the Central Record, Burlington County Times and Courier Post. Posted on the bulletin board in Town Hall and has remained continuously posted as the required notices under the statute. In addition, a copy of this notice is and has been available to the public, and is on file in the office of the Municipal Clerk.

Roll Call - Governing Body - Present

Kimberly A. Brown, Deputy Mayor (Telephone Conference)
Stephen V. Lee, IV, Township Committee
Samuel R. Moore, III, Township Committee
Joseph Yates, IV, Township Committee
Joseph W. Barton, Mayor

Administrative Team

Douglas A. Cramer, CPWM, Administrator
Rodney R. Haines, CMFO, Chief Finance Officer
Dante Guzzi, Township Engineer
Peter C. Lange, Jr., Township Solicitor
La Shawn R. Barber, RMC, Municipal Clerk

Mayor Barton announced additions to the Bill List and the addition of Resolution 2019-80 – Authorizing the Construction Official to Adjust an Account Pursuant to the Superior Court Order Demolition – 14 Moore Road (Block 322, Lot 11.02); waiving the fees for the construction permit.

PUBLIC COMMENT

Stuart Brooks, Moores Meadow Road – Reiterated comments from the past of his dislike aversion of Committee adding \$13,000.00 to the budget for OPRA special council. Wants Committee to commit to complete Carranza Road. Wants an answer regarding legal requirement prohibiting the Township from bonding to complete Carranza Road. Asked about Resolution 2019-79 Leisurtime Inn wasn't discussed at a public meeting.

Fran Brooks, Moores Meadow Road – Gave an angry and insulting speech regarding an indemnified of an employee and her OPRA requests.

RESOLUTIONS

Public Comment - Notice of Intent to Award Contract Under a National Cooperative Purchasing Agreement – Sourcewell (formerly National Joint Powers Alliance)

There were no public comments

RESOLUTION 2019-70

A RESOLUTION AWARDED CONTRACT TO HUNTER TRUCK SALES AND SERVICE THROUGH THE USE OF SOURCEWELL - FORMERLY

NATIONAL JOINT POWERS ALLIANCE PROCUREMENT PROCESS PURSUANT TO N.J.S.A. 52:34-6.2 (B)(3)

WHEREAS, The Tabernacle Township Committee located in the County of Burlington and State of New Jersey, is charged with the responsibility of maintaining roadway safety, township landscaping and removal of debris from within the Township of Tabernacle; and

WHEREAS, in order to fulfill its mandated responsibility as set forth above, the Committee finds and determines the need to purchase an International CV515 4X4, 19,500 GVWR landscape dump truck as specified in proposal 15160-01 with DeJana 12 ft. aluminum landscaper dump body with all items specified in Quote # GB004999-1, including liftgate, hitch, 10' snow plow, 9' stainless steel V-box spreader, rear fender toolbox and emergency lighting as specified; and

WHEREAS, the Committee is authorized to use what is commonly known as an alternative method of procurement (National Cooperative) pursuant to N.J.S.A. 52:34-6.2(B)(3); and

WHEREAS, Sourcewell, formerly National Joint Powers Alliance (NJPA), is a public corporation or agency serving as a municipal contracting agency for government and education agencies, serving member agencies under the legislative authority established and granted by Minnesota Statute 123A.21; and

WHEREAS, the Committee, by Resolution 2019-67 dated June 10, 2019, authorized participation in a National Cooperative Purchasing Agreement, and entered into a contract to effectuate same; and

WHEREAS, the Committee published a Notice of Intent to utilize the Sourcewell process on June 13, 2019 and provided a time period for public comment and a public hearing on same; and

WHEREAS, the Committee has received information and pricing on a landscape dump truck with plow, sander and liftgate by Hunter Truck Sales & Service; and

WHEREAS, the Committee conducted a cost analysis and established that entering into an alternate procurement method through Sourcewell would be the most effective contractual solution for the purchase of the needed landscape dump truck; and

WHEREAS, the Board received from Hunter Truck & Sales, located at 2320 High Hill Road, Swedesboro, New Jersey all supplemental documentation which establishes compliance with the laws of the State of New Jersey for entities awarded a contract by a public entity under Sourcewell Contract #081716-NVS

NOW, THEREFORE, BE IT RESOLVED, by the Tabernacle Township Committee, that, pursuant to said statute, the Township enter into a contract to purchase said equipment for: **(\$ 105,316.00); and**

BE IT FURTHER RESOLVED, that the Mayor be authorized to enter into a contract on behalf of the Committee and the Clerk be authorized to attest thereto; and

BE IT FURTHER RESOLVED, that the Township CFO shall certify that sufficient funds are available for said procurement; and

BE IT FURTHER RESOLVED, that the contract entered into be available, upon review and approval of the Township Solicitor, at the Township office during normal business hours; and

BE IT FURTHER RESOLVED, that the within Resolution shall be effective immediately upon passage.

- On a motion made by Mr. Moore, seconded by Mr. Yates, Resolution 2019-70 was offered for adoption. Motion carried. **Roll Call: Brown, Lee, Moore, Yates, Barton** **Ayes: 5** **Nays: 0**

**RESOLUTION 2019-71
AUTHORIZE CANCELLATION OF CERTAIN PROPERTY TAXES AND
REFUND PURSUANT TO A ONE HUNDRED PERCENT TOTALLY DISABLED VETERAN EXEMPTION**

WHEREAS, **Kenneth Mullen, owner and resident of 103 Oak Shade Road (Block 202.04, Lot 2)** has applied for exemption from property taxes as a 100% Totally Disabled Veteran pursuant to NJSA 54:4-3.30; and

WHEREAS, said application has been received by the Township Assessor; and

WHEREAS, the Assessor has reviewed the application and requisite proofs, and finding them to be in order, recommends approval of the exemption; and

WHEREAS, the exemption commenced May 17, 2019, in accord with certification of 100% disability granted by the Department of Veterans Affairs; and

NOW THEREFORE BE IT RESOLVED by Tabernacle Township Committee that the Tax Collector is hereby authorized to CANCEL THE 2019 PROPERTY TAXES PURSUANT TO TOTALLY DISABLED VETERAN STATUS TO KENNETH MULLEN, OWNER AND RESIDENT OF 103 OAK SHADE ROAD, TABERNACLE, NJ 08088.

BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to refund **\$1,083.65 to CoreLogic, mortgage servicing company for Kenneth Mullen, owner and resident of 103 Oak Shade Road, Tabernacle (Block 202.04, Lot 2).** (Calculation: 2019 Quarter 2 \$2,216.54/90 days * 44 days exempt = Refund total amount of \$1,083.65.)

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

- On a motion made by Ms. Brown, seconded by Mr. Yates, Resolution 2019-71 was offered for adoption. Motion carried. **Roll Call: Brown, Lee, Moore, Yates, Barton** **Ayes: 5** **Nays: 0**

**RESOLUTION 2019-72
APPROVE SALARIES AND WAGES FOR
CERTAIN EMPLOYEES AND OFFICIALS FOR VARIOUS POSITIONS**

WHEREAS, the Tabernacle Township Committee has adopted a salary ordinance setting a salary range for various positions; and

WHEREAS, the Township Chief Financial Officer has recommended increases in consultation with other supervisory personnel and members of the Township Committee for certain positions within said salary range for the year 2019.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Tabernacle, County of Burlington, State of New Jersey, hereby sets the following salaries with the guidelines of the 2017 Salary Ordinance:

	TITLE	2019 BI-WEEKLY SALARY
1.	Mayor	192.31
2.	Township Committee	192.31
3.	Township Administrator	920.95
4.	Municipal Clerk	2,171.00
5.	Deputy Municipal Clerk	258.85
6.	Director of Public Works	3,192.60
7.	Chief Finance Officer	920.95
8.	Deputy Treasurer	253.80
9.	Tax Collector	1,855.95
10.	Tax Search Officer	59.05
11.	Municipal Improvement Search Officer	59.05
12.	Registrar of Vital Statistics	345.15
13.	Deputy Registrar	126.20
14.	Tax Assessor Secretary	383.20
15.	Land Development Board Secretary	447.05
16.	Construction Official	1,660.80
17.	Zoning Officer	673.25
18.	Technical Assistant to Construction	1,497.45
19.	Code Enforcement Officer	647.35
20.	Plumbing Subcode Official	186.45
21.	Electrical Subcode Official	329.75
22.	Fire Marshall/Subcode Official	500.20
23.	Office Clerk	1,310.10
24.	Emergency Management/JIF Safety Coordinator	326.95

	PUBLIC WORKS EMPLOYEES CLASSIFICATION	SPECIFIED HOURLY SALARIES
1.	Utility I Supervisor	29.75 hour
2.	Utility I Parks & Recreation Forman	26.05 hour
3.	Utility I	24.50 hour
4.	Utility II	24.00 hour
5.	Laborer	19.25 hour

	PART TIME EMPLOYEES	SPECIFIED HOURLY SALARIES
1.	Seasonal Snowplow Driver (part-time)	24.50 hour
2.	Equipment Operator / Seasonal Driver (part-time)	30.25 hour
3.	DPW Laborer (part-time)	20.00 hour
4.	Office Clerk (part-time)	19.00 hour
5.	Land Development Board Secretary (part-time)	19.00 hour
6.	Deputy Court Administrator (part-time)	19.00 hour
7.	Tax Assessor Secretary (part-time)	192.35 Bi-Weekly

	ON CALL SUB-CODE OFFICIAL	SPECIFIED HOURLY SALARIES
1.	Electrical Subcode	24.00 hour
2.	Plumbing Subcode	24.00 hour
3.	Fire Subcode	24.00 hour
4.	Building Subcode	24.00 hour
TABERNACLE MUNICIPAL COURT		BI-WEEKLY
1.	Municipal Court Judge	655.92
2.	Municipal Court Prosecutor	425.00
3.	Municipal Court Public Defender	156.10
4.	Municipal Court Administrator	1,602.60
5.	Municipal Court Deputy Court Administrator	121.20
6.	Municipal Court Sound Recorder	54.65
7.	Municipal Court Attendant	102.25

- On a motion made by Ms. Brown, seconded by Mr. Moore, Resolution 2019-72 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-73
APPROVE SALARIES AND WAGES FOR
MUNICIPAL COURT SHARED SERVICE PERSONNEL FOR VARIOUS POSITIONS**

WHEREAS, Tabernacle Township Committee has adopted a salary ordinance setting a salary range for various positions; and

WHEREAS, pursuant to the Superior Court of New Jersey, Burlington Vicinage Municipal Division, the merger of Tabernacle Township Municipal Court and Woodland Township Municipal Court is effective July 1, 2019.

NOW THEREFORE BE IT RESOLVED that Tabernacle Township Committee hereby sets the following salaries within the guidelines of the 2017 Salary Ordinance.

	TABERNACLE TOWNSHIP / WOODLAND TOWNSHIP MUNICIPAL COURT	2019 SALARY
1.	Municipal Court Judge	846.20 Bi-Weekly
2.	Municipal Court Prosecutor	550.00 Bi-Weekly
3.	Municipal Court Public Defender	225.10 Bi-Weekly
4.	Municipal Court Administrator	2500.60 Bi-Weekly
5.	Municipal Court Deputy Court Administrator (part-time)	19.00 Per Hour
6.	Municipal Court Sound Recorder	105.00 Bi-Weekly
7.	Municipal Court Attendant	155.00 Bi-Weekly

- On a motion made by Mr. Lee, seconded by Mr. Moore, Resolution 2019-73 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-74
AUTHORIZE THE APPOINTMENT OF MUNICIPAL COURT JUDGE FOR
MUNICIPAL COURT SHARED SERVICE WITH WOODLAND TOWNSHIP**

WHEREAS, the Township Committee recognizes the statutory need for the appointment of Municipal Court Judge in order to conduct the day-to-day operations of Municipal Court services; and

WHEREAS, pursuant to Resolution 2019-9, the Township Committee of the Township of Tabernacle appointed **Honorable Lois F. Downey, JMC** as Municipal Court Judge for a three-year term effective **January 1, 2019 and ending December 31, 2021; and**

WHEREAS, pursuant to the Superior Court of New Jersey, Burlington Vicinage Municipal Division, the merger of Tabernacle Township Municipal Court and Woodland Township Municipal Court is effective July 1, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Tabernacle herein appoints **Honorable Lois F. Downey, JMC** as Municipal Court Judge for Municipal Court shared services serving **Tabernacle Township and Woodland Township**.

BE IT FURTHER RESOLVED that a certified copy of this Resolution is forward to the following:

1. The Honorable Ronald E. Bookbinder, J.S.C., 49 Rancocas Road, Mount Holly, NJ 08060
2. Administrative Office of the Courts, CN 986, Trenton, NJ 07625
3. Margaret Guerina, Municipal Court Administrator

BE IT FURTHER RESOLVED that appropriate notification of this professional appointment shall be published in an official newspaper of the Township within 10 days by the Municipal Clerk.

- On a motion made by Ms. Brown, seconded by Mr. Moore, Resolution 2019-74 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-75
APPROVING CHANGE ORDER NO. 2 TO A CONTRACT BETWEEN THE
TOWNSHIP OF TABERNACLE AND MUNICIPAL SALT SHED ENTRANCEWAY REPLACEMENT PROJECT**

WHEREAS, on November 26, 2018, the Township Committee awarded the contract for the Municipal Salt Shed Entranceway Replacement Project in the amount of \$39,425.00 to MiBo Construction Company, Inc.; 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.2 as described below;

Change Order #1

Description of change in scope of work: Change Order No. 2 consists of the return of the unused construction allowance.

• Amount of Original Contract:	\$39,425.00
• Total Change Order No. 1 Amount:	\$ 5,501.00
• Total Change Order No. 2 Amount:	(\$1,000.00)
• Revised Contract Total:	\$43,926.00

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. 2 to the contract between the Township of Tabernacle and **MiBo Construction Company, Inc.** is hereby authorized by the Township; and
 2. The Mayor is hereby authorized and directed to execute Change Order No. 2.
- On a motion made by Mr. Yates, seconded by Mr. Moore, Resolution 2019-75 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-76
AUTHORIZE THE APPOINTMENT OF TAX ASSESSOR SECRETARY**

Whereas, there exists a need for the appointment of a Tax Assessor Secretary in the Township of Tabernacle to assist the Tax Assessor with statutory duties; and

Whereas, Elizabeth Godfrey is qualified and experienced to fill this position in order to continue to conduct the day-to-day operations; and

Whereas, the Township Administrator and Tax Assessor have selected Elizabeth Godfrey on the basis of her qualifications and experience in local government; and

Whereas, funds are available for payment of her salary in the 2019 Tabernacle Township Budget for \$192.35 bi-weekly, effective July 1, 2019.

Now, Therefore, Be It Resolved, by the Township Committee of the Township of Tabernacle, County of Burlington, State of New Jersey, hereby appoint **Elizabeth Godfrey** to the part-time position of Tax Assessor Secretary.

- On a motion made by Mr. Moore, seconded by Mr. Yates, Resolution 2019-76 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-77
AUTHORIZE REFUND PURSUANT TO A
ONE HUNDRED PERCENT TOTALLY DISABLED VETERAN EXEMPTION**

WHEREAS, **Brian S. Welsh, Jr. owner and resident of 174 Patty Bowker Road (Block 1302, Lot 32.02)** was granted an exemption for property taxes as a 100% Totally Disabled Veteran pursuant to NJSA 54:4-3.30; and

WHEREAS, the exemption commenced December 31, 2018, in accord with certification of 100% disability granted by the Department of Veterans Affairs; and

WHEREAS, CoreLogic, mortgage servicer for Brian S. Welsh, owner and resident of 174 Patty Bowker Road, paid the Quarter 2 2019 taxes after resident was declared exempt, and after being requested by the Tax Collector not to pay the second quarter taxes; and

NOW THEREFORE BE IT RESOLVED by Tabernacle Township Committee that the Tax Collector is hereby authorized to refund \$2,659.12 to **CoreLogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, mortgage servicer for Brian S. Welsh, Jr., owner and resident of 174 Patty Bowker Road, Tabernacle (Block 1302, Lot 32.02).** (Calculation: 2019 Quarter 2 paid in error by CoreLogic. Refund total amount of \$2,659.12.)

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

- On a motion made by Mr. Moore, seconded by Mr. Lee, Resolution 2019-77 was offered for adoption. Motion carried.

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



**RESOLUTION 2019-78
RESOLUTION REQUESTING APPROVAL OF
ITEMS OF REVENUE AND APPROPRIATION NJSA 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Tabernacle, in the County of Burlington, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$26,696.55, which is now available from FY2019 Clean Communities Grant in the amount of \$26,696.55.

BE IT FURTHER RESOLVED, that the like sum of \$26,696.55 is hereby appropriated under the caption Clean Communities Program; and

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey FY2019 Clean Communities Grant in the amount of \$26,696.55.

- On a motion made by Mr. Lee, seconded by Ms. Brown, Resolution 2019-78 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-79
RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE FOR
LEISURE TIME INNS, INC.**

WHEREAS, Tabernacle Township has received an application for renewal of Plenary Retail Consumption License for the **2019-2020** term for the following license premise:

1. 0335-33-001-004 * Leisure Time Inns, Inc. / Tabernacle Inn - 1488 Route 206, Tabernacle, NJ 08088

WHEREAS, the law requires that an Alcoholic Beverage Licensee Retail Clearance Certificate must be granted by the Division of Taxation prior to renewal; and

WHEREAS, all fees have been deposited and required paper work filed with the Township Clerk having no written objections filed opposing the renewal application.

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

1. The Township Committee does hereby find that the applicant is qualified to be license according to all statutory, regulatory, and local governing ABC laws and regulations.

BE IT FURTHER RESOLVED, as per Title 33, the Township Clerk is authorized to issue said licenses for the year **2019-2020** and files a certified copy of this Resolution with the New Jersey Division of Alcoholic Beverage Control.

- On a motion made by Mr. Brown, seconded by Mr. Lee, Resolution 2019-79 was offered for adoption. Motion carried.

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

**RESOLUTION 2019-80
AUTHORIZING THE CONSTRUCTION OFFICIAL TO
ADJUST AN ACCOUNT PURSUANT TO SUPERIOR COURT ORDER DEMOLITION**

WHEREAS, Tabernacle Township received a Court Order (Docket No. BUR-C-39-18) for demolition of property of Block 322, Lot 11.02 in Tabernacle since it was determined the property at 14 Moore Road met the definition of a “building unfit for human occupancy” under Chapter IX, Article II of the Tabernacle Code; and

WHEREAS, Tabernacle Township Construction Official recommends that Township waive all cost for demolition permit fees for 14 Moore Road (Block 322, Lot 11.02); and

NOW THEREFORE BE IT RESOLVED by the Tabernacle Township Committee of Tabernacle Township, County of Burlington, and State of New Jersey hereby approves the request waiving the cost of the demolition permit fees for Block 322, Lot 11.02 in Tabernacle Township.

- On a motion made by Ms. Brown, seconded by Mr. Moore, Resolution 2019-80 was offered for adoption. Motion carried.

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

APPROVAL OF BILLS

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

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

APPROVAL OF MINUTES

- a) On a motion made by Mr. Lee, seconded by Mr. Moore, the minutes of April 29, 2019 (closed session) was offered for adoption.

Roll Call: Ayes: Lee, Moore, Yates, Barton Abstain: Brown

- b) On a motion made by Ms. Brown, seconded by Mr. Moore, the minutes of June 10, 2019 (Regular Meeting) was offered for adoption.

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



Verizon Business Personal Property Tax – Verizon had a lawsuit signed against them, which they won. It was appealed. The new Bill clarifies the position of reinstating their tax; that Verizon was always obligated to pay the taxes as long as they have infrastructure in a town. NJLM asked Tabernacle would like to join the lawsuit or wait. Committee as a whole agreed to wait for the outcome.

REPORT – Township Engineer

CDBC – Handicap Ramp bids are out for the ramp outside of Town Hall; will have a recommendation at the July meeting.

Flyatt Road – Storm damages were emergency repaired; working with several different contractors to make final pipe replacement and embankment repairs.

DOT Grant – Oakshade Road / Pricketts Mill are still waiting; waiting on the Carranza Road discretionary grant application which was submitted. Would like to finish Phase 1 and then move to Pricketts Mill.

REPORT – Township Administrator

The NJDOT Oakshade Road Bike Path was denied.

Public Works Department repaired pot holes from the rain storm because of flooding.

Woodland Township Court records have been moved to Tabernacle building.

REPORT – Township Solicitor

No report; saving report for closed session.

Spoke that he will have the answers for the question proposed of the OEM position at the next meeting.

REPORT – Township Committee

Mr. Yates and Mr. Lee questioned filling the OEM position since Mr. Sunbury was elected in the Primary, there is a good possibility he will be elected to the Township Committee in November. Mr. Moore is in favor of separate positions for OEM and Township Committee. Mayor Barton is not opposed to Mr. Sunbury holding both positions.

- On a motion made by Mr. Lee, seconded by Mr. Yates, regardless if Mr. Sunbury is able to continue to serve as the OEM and to begin to advertise for the position of OEM and have the process in place pending Mr. Sunbury winning the general election.

- **Roll Call: Ayes: Brown, Lee, Moore, Yates Nays: Barton**

Mr. Lee report the State of New Jersey is interested in regulating pesticide usage.

Mr. Lee briefly commented on Phase 1 of Verizon installation.

REPORT – Township OEM

Robert Sunbury, OEM, provided a brief report of the Pine Barrens Festival; the application is currently in review.

Mr. Moore made commented on the jurisdiction of Carranza Road being reasonable and fair if the grant does not go through.

Ms. Brown thanked Township Committee for allowing her to attend the meeting via telephone conference.



Mayor Barton spoke of attending the 8th Grade graduation.

WHEREAS, Pursuant to such statutory authority, the Township has adopted Tabernacle Township Ordinance 1978-9 authorizing the indemnification of its present and former employees, appointees and officials in accordance with the indemnification provisions included in N.J.S.A. 59:10-1 et seq. as amended and supplemented; and

WHEREAS, certain claims were prosecuted in the action entitled FRAN BROOKS, Plaintiff, v. TOWNSHIP OF TABERNACLE, La SHAWN R. BARBER in her official capacity as Municipal Clerk and Records Custodian of the Township of Tabernacle and in her personal capacity, and LISA LOVE in her official capacity as Technical Assistant at Township of Tabernacle and in her personal capacity, Defendants under Docket No BUR-L- 001048-18; and

WHEREAS, Lisa Love has determined to settle and resolve the claims against her individually and to cooperate in the Township Committee's decision to resolve all of the claims and thereby avoid further expense and the uncertainty associated with the litigation; and

WHEREAS, the Township committee has determined that the actions of Lisa Love upon which the damages against her as part of the settlement are based and which give rise to a civil penalty against her, in the opinion of the governing body, did not constitute actual fraud, actual malice, willful misconduct or an intentional wrong.

NOW THEREFORE, BE IT RESOLVED by the Tabernacle Township Committee in regular session this 24th day of June, 2019, as follows:

1. The Township Committee does hereby authorize the indemnification of Lisa Love for all costs and penalties incurred by her in association with the settlement and resolution of all the claims prosecuted in said litigation as her actions did not constitute actual fraud, actual malice, willful misconduct or an intentional wrong.
2. The Mayor and Township Clerk are hereby authorized to take any and all actions necessary to effectuate the indemnification of Lisa Love as aforesaid

- On a motion made by Mr. Yates, seconded by Mr. Lee, Resolution 2019-82 was offered for adoption.

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



APPROVAL OF ADDED BILLS

- On a motion made by Mr. Moore, seconded by Yates, the bills were ordered paid.

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

PUBLIC COMMENT

Stuart Brooks, Moores Meadow Road – Reiterated comments from the past of his dislike of Township Committee adding \$13,000.00 to the budget for OPRA special council. Wants Township Committee to commit to complete Carranza Road. Wants an answer regarding legal requirement prohibiting the Township from bonding to complete Carranza Road. Asked what was done with the millings for a road.

Fran Brooks, Moores Meadow Road – Gave an angry speech and insulted Committee because she isn't happy that Carranza Road hasn't been paved. She was angry and insulted Committee because Committee indemnified an employee. Asked the differences regarding Mr. Lange's billing.

Mr. Cramer addressed the millings that Township does not prefer to use them and does not accept them because Tabernacle has not been approved from the Pinelands. The millings are the responsibility of the contractor.

ADJOURNMENT

- On a motion made by Mayor Barton, seconded by Ms. Brown, the meeting was adjourned at 8:56 p.m.

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

Respectfully submitted,

La Shawn R. Barber, RMC
Municipal Clerk

Approved: 07/22/2019

