The regular meeting of November 26, 2018 was called to order by Mayor Joseph Barton followed by the flag salute. There was a moment of silence given for the recent tragedy of a mass shooting at Tree of Life Synagogue in Pittsburg, Pennsylvania on October 27th and tragedy of mass shooting in Oaks California on November 7th 2018. All of which was held at Town Hall, 163 Carranza Road, Tabernacle, New Jersey at 7:30 p.m.

**Sunshine Notice:** This meeting was called pursuant to the Open Public Meetings Act. This meeting of November 26, 2018 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, Township Committee
Richard J. Franzen, Township Committee
Stephen V. Lee, IV, Deputy Mayor
Joseph Yates, IV, Township Committee
Joseph W. Barton, Mayor

**Administrative Team (Present)**
Douglas A. Cramer, CPWM, Administrator
Rodney Haines, Acting Chief Finance Officer
Dante Guzzi, Township Engineer
Peter C. Lange, Esq., Township Solicitor
La Shawn R. Barber, RMC, Municipal Clerk

**Public comment:** Mayor Barton opened the meeting up for public comment on agenda items which do not have a public comment period.

James Jones, Wimbledon Way, addressed concerns with the Public Safety Director’s quarterly report in which he is curious as to why there is a 53% increase to the Fire Company is it for Tabernacle only or and/or for mutual aid. Regarding equipment it was mentioned there is no tender. Mr. Jones is pretty sure there is a tender.

Jason Litowitz, Horseshoe Court, spoke about the Public Safety Director’s quarterly report in which he made it known that there were typos in the report such as Tabernacle Fire “Department” is not a Department. The PDS’s report does not define the specific needs for equipment.

Stephen Cramer, Old Indian Mills Road, spoke of attending a meeting and questioned a sheet of paper that was slid across the table and when he asked for clarification and told that if he did not like it, he could quit. He does not think it is Committee’s or PSD’s intention for him to quit and he will not quit. Expressed that everyone is losing track of what is happening.

Mayor Barton stopped Mr. Cramer and explained that Mr. Cramer was speaking of the outcome of a meeting that Committee had not been informed of the outcome of the negotiation because Committee was not present and it will be discussed in executive session. Mayor Barton also explained that Mr. Cramer was reviewing items that were negotiated today which he feels is inappropriate.

Bob Grimes, Hawkin Road. Quoted from the PSD’s report regarding “failure of TRS to meet regarding the issue; along with TRS being held up due to lack of meeting with the attorney. Can PSD produce various documentation that he has reached out through emails.

Seeing no further comments from the public, Mayor Barton closed public portion of the meeting.
APPROVAL OF BILLS

There was a motion offered by Ms. Brown, seconded by Mr. Franzen, to approve the bills for payment. Motion carried.

Roll Call: Brown, Franzen, Lee, Yates, Barton

Ayes: 5  Nays: 0

APPROVAL OF MINUTES

There was a motion offered by Ms. Brown to approve and amend the October 22, 2018 regular minutes. Correction was made to spelling of name made by public comment of Lisa Giafaglione. Mr. Yates seconded the motion.

Roll Call: Motion carried; All were in favor, with the exception of Mr. Lee who abstained.

Deputy Mayor Lee suggested to postpone discussion and passing of the proposed Ordinance 2018-7 until after executive session to review the outcome of the meeting. Committeeman Yates and Mayor Barton agreed; there were no objections.

Resolutions

RESOLUTION 2018-112
AWARDING CONTRACT FOR MUNICIPAL SALT SHED ENTRANCEWAY REPLACEMENT PROJECT

WHEREAS, the Tabernacle Township Committee has received sealed proposals for work to be performed in connection with the Municipal Salt Shed Entranceway Replacement 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 Township Clerk has received and opened bids on November 8, 2018 at 11:00 P.M. for the purpose of awarding a contract for the aforementioned Municipal Salt Shed Entranceway Replacement Project has advised that a certain entity is the lowest qualified responsible bidder for said contract and has recommended that the Municipality award said contract or reject the bids within sixty (60) days as required by N.J.S.A. 10A: 11-4; and

WHEREAS, the Township’s Acting 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 Acting 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 MIBO Construction Co., 331 Whitehorse Pike, Atco, NJ 08004 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 $39,425.00 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 Township Clerk and available for public inspection during regular business hours.

3. That the award to MIBO Construction Co. 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:
5. That the Township Committee does hereby direct the Township Mayor and Clerk to execute any contract documents which are necessary to effectuate the terms of this Resolution which shall be prepared by or reviewed by the Office of the Township Attorney.

- A motion was offered by Mr. Franzen, seconded by Mr. Yates to approve Resolution 2018-112.

Roll Call: Brown, Franzen, Lee, Yates, Barton  Ayes:  5  Nays:  0  Motion carried.

RESOLUTION 2018-113
AUTHORIZE REFUND PURSUANT TO A ONE HUNDRED PERCENT TOTALLY DISABLED VETERAN EXEMPTION

WHEREAS, Eugene Ingrao, owner and resident of 237 Ashley Way (Block 1304, Lot 19) was granted an exemption from property taxes as a 100% Totally Disabled Veteran pursuant to NJSA 54:4-3.30; and

WHEREAS, the exemption commenced April 16, 2018 in accord with certification of 100% disability granted by the Department of Veterans Affairs; and

WHEREAS, CoreLogic, the mortgage servicer, inadvertently paid the Third Quarter 2018 taxes, after the Totally Disabled Veteran status was already declared; and

NOW THEREFORE BE IT RESOLVED by Tabernacle Township Committee that the Tax Collector is hereby authorized to refund 2,380.02 to CoreLogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, mortgage servicer for Eugene Ingrao, owner and resident of 237 Ashley Way, Tabernacle (Block 1304, Lot 19).

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

- A motion was offered by Ms. Brown, seconded by Mr. Franzen to approve Resolution 2018-113.

Roll Call: Brown, Franzen, Lee, Yates, Barton  Ayes:  5  Nays:  0  Motion carried.

RESOLUTION 2018-114
BUDGET TRANSFERS

WHEREAS, N.J.S.A. 40A:4-58 provides for appropriation transfers during the last 2 months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation; and

WHEREAS, the approval of this resolution to be adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to the appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle that the following transfers be made:

<table>
<thead>
<tr>
<th>FROM (inside cap)</th>
<th>General Administration OE</th>
<th>$1,750.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>8-01-20-100-281</td>
<td>Legal Services OE</td>
<td>$5,000.00</td>
</tr>
<tr>
<td>8-01-21-180-204</td>
<td>Planning Board OE</td>
<td>$1,500.00</td>
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<tr>
<td>8-01-25-253-294</td>
<td>Public Safety – Fire OE</td>
<td>$2,500.00</td>
</tr>
<tr>
<td>8-01-26-300-243</td>
<td>Public Works OE</td>
<td>$2,600.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td><strong>$13,350.00</strong></td>
</tr>
</tbody>
</table>
TO (inside cap)

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>8-01-20-130-204</td>
<td>Financial Administration OE</td>
<td>$1,750.00</td>
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<tr>
<td>8-01-20-165-204</td>
<td>Engineering Services OE</td>
<td>$6,500.00</td>
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<tr>
<td>8-01-31-460-262</td>
<td>Gasoline/Diesel</td>
<td>$5,100.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td></td>
<td>$13,350.00</td>
</tr>
</tbody>
</table>

BE IT FURTHER RESOLVED that a certified copy of this resolution is forwarded to the Chief Financial Officer.

- A motion was offered by Ms. Brown, seconded by Mr. Yates to approve Resolution 2018-114.

Roll Call: Brown, Franzen, Lee, Yates, Barton

Ayes: 5  Nays: 0  Motion carried.

RESOLUTION 2018 -115
A PERFORMANCE GUARANTEE REDUCTION NO. 3
RESOLUTION OF THE TABERNACLE TOWNSHIP COMMITTEE PURSUANT TO CHAPTER 16,
SECTION 13.1 OF THE TOWNSHIP’S REVISED ORDINANCE - SENECA WOODS (PHASE 1)

WHEREAS, the Developer for Seneca Woods – Phase 1, a major subdivision, located in Tabernacle Township on Block 202.01, Lots 25, has posted an Irrevocable Standby Letter of Credit (#18-50) 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 November 15, 2018 and certified the amount of the completed construction pursuant to his report dated November 15, 2018; and

WHEREAS, the Township Engineer has recommended reducing the Irrevocable Standby Letter of Credit 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 November 15, 2018 inspection report of Dante Guzzi, PE, CME, Principal Engineer.

NOW THEREFORE, be it resolved by the Tabernacle Township Committee that the Irrevocable Seneca Woods - Phase 1 on Block 202.01, Lots 25 shall be and is hereby reduced to a total amount of $362,205.00.

I certify that the foregoing Resolution was duly adopted at a regular meeting of the Township of Tabernacle held on the 26th day of November 2018.

- A motion was offered by Mr. Franzen, seconded by Mr. Yates to approve Resolution 2018-115.

Roll Call: All were in favor; except Mr. Lee who voted no.

Ayes: 4  Nays: Lee  Motion carried.

Report of Public Safety Director
Public Comment Response - Answering the question of Jim Jones regarding ladders and tender(s), Mr. Liston stated that in the supplemental report which was provided to the County was listed.

Regarding the overall report is the Federal Emergency Management Agency (FEMA) reimbursement with an approximate amount of $100,000.00 from the March 7, 2018 storm.

When he attended the League of Municipalities, he looked at the hanging speed signs which are approximately $3,000.00 and approximately for $6,000.00 for the trailered signs.

Wishes to further to discuss the purchase of the Fire Chief’s vehicle.

Public Comment Response - Answering the question of Bob Grimes, Mr. Liston stated, yes, there is an email from October 2018 regarding scheduling meetings.

Public Comment Response - Regarding Task Force 43, the discussion was how they would respond to rescue assignments in the Township. Trying to get a formal conclusion to be available for rescue assignments.
**Report of Township Engineer**

Drainage Project - the project is ongoing and continues to be well.

Park project - the project is underway; some of the demolition for the dugouts and the process of fabrication has begun. Everything should be buttoned up by season’s start.

Road Program – a preconstruction meeting is scheduled in the near future and schedules for where and when will be discussed at that time.

South Jersey Gas - there will an application submitted for Phase II.

**Report of Township Administrator**

Land Sale – There were no bids received for November 20th advertised request for bid for land sale; we will wait until the spring of 2019. Committeeman Yates asked if there was an encroachment on property located near the pit at Forked Neck Road. The encroachment exists but does not believe it is on the property. There was and interested party in the past; however, Township has not heard from anyone.

Dump Truck – Mr. Cramer asked for a motion to advertise to approve a dump truck to replace truck 8. The motion was made by Ms. Brown; Mr. Franzen seconded the motion. There were no objections.

Roll Call:  All were in favor. Ayes:  5  Nays:  0

Gazebo – An all steel structure on a flat slab for handicap accessible was researched and priced for the gazebo only. The concrete will be poured by a local contractor with Public Works performing the assembly.

Deputy Mayor Lee and Committeewoman Brown would like to see gazebo comparable(s). Mr. Cramer agreed to provide additional comparable with image for consideration.

**Report of Township Solicitor**

Irick’s Causeway - spoke with the Tax Assessor regarding recommendation for an appraiser who did not make a suggestion; will be diligent in pursuing a qualified appraiser.

**Report of Township Recreation Committee**

Mark LeMire, Chairman, announced the 5th Annual Tree Lighting on Friday, December 7, 2018 at 7:00 p.m. Recognized the Tabernacle Township Historical Society and the Women’s Association.

**Report of Township Committee**

NJLM Conference – Deputy Mayor Lee spoke of attending the League of Municipalities Convention in which he, Mr. Cramer, Mr. Worrell and Mr. Liston were able to meet up.

**Fios** – Deputy Mayor Lee reported that Verizon was dragging their feet and encouraged residents to stand their position and not request that their $100.00 deposit be returned because if one resident request reimbursement, the entire project will be disqualified.

Santa’s Mail Box – Mayor Barton is located in Town Hall and Santa will be located at the gazebo on Friday, December 7, 2018 at 7:00 p.m.

**Public Comment** - None

**EXECUTIVE SESSION RESOLUTION CS 11 262018**

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

WHEREAS, this public body is of the opinion that such circumstances presently exist; and
WHEREAS, the Governing Body wishes to discuss:

1. Matters Relating to contract negotiation with respect to TRS
2. Matters Relating to contract negotiation with respect to RFPs and Professional Services
3. Matters relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds (Building / Land Acquisition); and

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

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

BE IT FURTHER RESOLVED, after executive session we will reopen the meeting in which action may or may not be taken.

Motion: Ms. Brown made the motion to go into closed session at 8:21 p.m. Mr. Franzen, seconded the motion.
Roll Call: All were in favor Ayes: 5 Nays: 0 Motion carried.

ATTENDANCE: Ms. Brown left the meeting at 10:40 p.m.

REOPEN: The meeting reopened at 10:52 p.m.

MOTION: Mr. Lee made a motion for policy change to hold for future closed session meetings in another location of Town Hall building down stairs which would allow the public to remain in the building. Mr. Yates seconded the motion.
Roll Call: All were in favor with the exception of Ms. Brown who was not in attendance. Ayes: 4 Nays: 0 Absent: 1 Motion carried.

• Motion to table passage of Ordinance 2018-7 and continue to negotiate with TRS with respect to contract negotiations. Mr. Yates seconded the motion

Roll Call: All were in favor; exception of Ms. Brown who was not in attendance. Ayes: 4 Nays: 0 Absent: 1 Motion carried.

CLOSE-OUT MEETING - Mayor Barton announced the date of the close out meeting for December 27, 2018 and wished everyone a wonderful holiday.

TREE LIGHTING - Mayor Barton announced the 5th Annual Tree Lighting on December 7th.

Adjournment on a motion made by Ms. Brown, seconded by Mr. Yates, member of the Township Committee adjourned the meeting at 10:59 p.m.
All in favor: Ayes: 4 Nays: 0 Absent: 1

Respectfully submitted:

La Shawn R. Barber, RMC/CMR
Municipal Clerk

Approved: 12/27/2018