Township of Tabernacle

Town Hall
163 Carranza Road
Tabernacle, NJ 08088

TOWNSHIP COMMITTEE MEETING AGENDA

JUNE 24, 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>
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<tbody>
<tr>
<td>Dante Guzzi Township Engineer</td>
<td>Thomas Boyd Construction Official</td>
<td>Robert Sunbury Emergency Management Coordinator</td>
</tr>
<tr>
<td>Peter C. Lange, Jr. Township Solicitor</td>
<td>La Shawn R. Barber, R/M/C, CMR</td>
<td>Municipal Clerk</td>
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</tbody>
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www.townshipoftabernacle-nj.gov
I. CALL TO ORDER - FLAG SALUTE - OPEN PUBLIC MEETINGS ACT STATEMENT

II. ROLL CALL: Ms. Brown, Mr. Lee, Mr. Moore, Mr. Yates, Mayor Barton

III. PUBLIC COMMENT

IV. RESOLUTIONS

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

2019-70: Authorize Award of Contract to Hunter Truck Sales and Service Through the Use of Sourcewell- Formerly National Joint Powers Alliance

2019-71: Authorize Cancellation of Certain Property Taxes and Refund Pursuant to a One Hundred Percent Totally Disabled Veteran Exemption - Mullen

2019-72: Approve Salaries and Wages for Certain Employees and Officials for Various Positions

2019-73: Approve Salaries and Wages for Municipal Court Shared Service Personnel for Various Positions

2019-74: Authorize the Appointment of Municipal Court Judge for Shared Service with Woodland Township

2019-75: Approve Change Order No. 2 for Municipal Salt Shed: Mibo Construction Company

2019-76: Authorizing the Appointment of Tax Assessor Secretary

2019-77: Authorize Cancellation of Certain Property Taxes and Refund Pursuant to a One Hundred Percent Totally Disabled Veteran Exemption – Welsh 2nd Qtr

2019-78: Approve Chapter 159 for Clean Communities

2019-79: Approve Renewal of Plenary Retail Consumption License for Leisure Times Inns, Inc.

V. APPROVAL OF BILLS

VI. APPROVAL OF MINUTES April 29, 2019 (closed session) and June 10, 2019

VII. DISCUSSION: Verizon Business Personal Property Tax

VIII. REPORTS: a) Engineer b) Administrator c) Solicitor d) Committee

IX. CLOSED SESSION (Resolution No. CS 06 242019)

X. REOPEN

2019-: Approving the Settlement Agreement Pursuant to Consent Order
2019-: Approving Resolution Providing Indemnification Pursuant to Article 2, Section 12 of the Revised General Ordinances of Township of Tabernacle
XI. APPROVAL OF ADDED BILLS

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

XIII. ADJOURNMENT  Motion made by_________, seconded by ___________.
Roll Call:  Brown, Lee, Moore, Yates, Barton

Ayes:  Nays:
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY
RESOLUTION 2019-70

A RESOLUTION AWARDING 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.

I certify that the foregoing Resolution was duly adopted at a regular meeting of the Committee of the Township of Tabernacle held on the 24th day of June, 2019.

Dated:

LaSHAWN R. BARBER, RMC, CMR

JOSEPH BARTON, MAYOR
NOTICE OF INTENT TO AWARD CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT – SOURCEWELL (FORMERLY NATIONAL JOINT POWERS ALLIANCE)

The Township of Tabernacle intends to enter into a one-time purchase contract, Contract No. 081716-NVS, to purchase one (1) 2019 International CV515 SFA 4x4, as specified in proposal # 15160-01 with 19500 GVWR Landscape Dump Truck with Plow, Sander and Liftgate at the regularly scheduled Township Committee meeting to begin at 7:30 p.m. on June 24, 2019. The award of the contract is made pursuant to N.J.S.A. 52:34-6.2(b) (3), which authorizes local government entities to join national cooperative agreements, such as Sourcewell which is a qualifying national cooperative.

Any member of the public will be permitted to comment on the contract at the Township Committee Meeting in accordance with the Open Public Meetings Act and may submit comments in writing to the Township in advance of the meeting.

Information regarding the contract may be found by contacting the Township Administrator, Douglas Cramer, at the Municipal Building located at 163 Carranza Road, Tabernacle, New Jersey (609-268-1230) during regular business hours as well as, on the Sourcewell officially National Joint Powers Alliance website at: WWW.SOURCEWELL-MI.GOV

The Township of Tabernacle is permitted to join national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b) (3).

La Shawn Barber, RMC
Municipal Clerk
Tabernacle Township

Adv. Fee: $36.34
BGT: June 13, 2019
Adj. Chg.: $20.00 7294263
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

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.

DATE: June 24, 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 24th day of June 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
Claim for Property Tax Exemption on Dwelling of Disabled Veteran or Surviving Spouse/Civil Union or Domestic Partner of Disabled Veteran or Serviceperson
(N.J.S.A. 54:4-3.30 et seq.; N.J.A.C. 18:28-1.1 et seq.)

Important: File this completed claim with your municipal tax assessor. (See General Guidelines)

1. Claimant Name

Kenneth W. Mullen

Name(s) of veteran claimant owner (& spouse, as tenants by entirety, or civil union or domestic partner) or of surviving spouse/civil union or domestic partner permanently residing in dwelling.

2. Dwelling Location

103 Oakshade Rd

Street Address of claimant owner's principal residence

Burlington

County

Tabernacle Township

Municipality

202.04

Block

Lot

Qualifier

3. Disabled Veteran/Surviving Spouse/Civil Union or Domestic Partner of Disabled Veteran or Serviceperson (Check A, B, or C)

A. ☑ Honorably discharged disabled veteran with active wartime service in United States Armed Forces. ATTACH copy DD214; or

B. ☐ Surviving spouse/civil union or domestic partner of honorably discharged disabled veteran with active wartime service in United States Armed Forces; and

☐ I have not remarried/formed a new registered civil union or domestic partnership. ATTACH copy DD214; or

C. ☐ Surviving spouse/civil union or domestic partner of serviceperson who died on wartime active duty in the United States Armed Forces; and

☐ I have not remarried/formed a new registered civil union or domestic partnership. ATTACH copy Military Notification of Death.

4. Active War Time Service Period (Check All Applicable Service Periods)

B. ☐ Operation Northern/Southern Watch – August 27, 1992 – March 17, 2003
D. ☐ Operation Enduring Freedom – September 11, 2001 – Ongoing
J. ☐ Lebanon Peacekeeping Mission – September 26, 1982 – December 1, 1987
L. ☐ Lebanon Crisis of 1958 – July 1, 1958 – November 1, 1958
N. ☐ World War II – September 16, 1940 – December 31, 1946

*Note – New Jersey amended wartime service criteria for the 100% Disabled Veteran’s Property Tax Exemption effective January 16, 2018. Wartime service in a specified geographic location for a minimum number of days is no longer required. If the veteran was on active duty during any of the statutory service periods listed above, he or she meets the wartime service criterion for exemption. Other requirements, such as honorable discharge, property ownership, disability, etc., are unchanged. This amendment does not apply to the $250 Veteran’s Property Tax Deduction. (*Refer to the General Guidelines for additional information.)

This form is prescribed by the Director, Division of Taxation, as required by law, and may not be altered without the approval of the Director.

Form: D.V.S.S.E. Rev: 9/2018
5. Disability (Check A or B)

Date V.A. determined 100% permanently and totally disabled 08/27/2018

A. □ Wartime service-connected disability from paraplegia, sarcoidosis, osteochondritis resulting in permanent loss of use of both legs, or permanent paralysis of both legs and lower parts of the body, or from hemiplegia and having permanent paralysis of one leg and one arm or either side of the body, resulting from injury to spinal cord, skeletal structure, or brain or from disease of spinal cord not resulting from any form of syphilis; or from total blindness; or from amputation of both arms or both legs, or both hands or both feet, or the combination of a hand and a foot; or

B. ☑ Other wartime service-connected disability declared to be a total or 100% permanent disability, and not so evaluated solely because of hospitalization or surgery and recuperation, sustained through enemy action, or accident, or resulting from disease contracted while in such service.

6. Ownership & Occupancy (Complete A and B)

A. ☑ I (my spouse/civil union partner & I, as tenants by entirety), solely own or hold legal title to the above dwelling house. Partial owners: I (as joint tenant/tenant in common) own _______ ___________ %.

Grantee (buyer) Kenneth W. Mullen name per deed. Deed Date 05/05/2016.

B. □ The dwelling house is One-Family and I occupy all of it as my principal residence. or

□ The dwelling house is Multi-Unit and I occupy ________________ % as my principal residence.

7. Citizen & Resident (Complete A or B)

A. ☑ As of 07/16/2010 (insert date - month/day/year), I, the above named veteran claimant was a citizen and legal or domiciliary resident of New Jersey; or

B. □ As of ________________ (insert date - month/day/year), I, the above named surviving spouse/civil union or domestic partner claimant was a citizen and legal or domiciliary resident of New Jersey; and

□ My deceased veteran or serviceperson spouse/civil union or domestic partner was a citizen and resident of New Jersey at death.

I certify the above declarations are true to the best of my knowledge and belief. I understand they will be considered as if made under oath and subject to penalties for perjury if falsified.

Claimant Signature

17 May 2019
Date

Assessor

James J. Camwick
Date 5/29/19

This form is prescribed by the Director, Division of Taxation, as required by law, and may not be altered without the approval of the Director.
Form: D.V.S.S.E. Rev: 9/2018

Form pg 2 of 2
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

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:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>2019 BI-WEEKLY SALARY</th>
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<tbody>
<tr>
<td>1. Mayor</td>
<td>192.31</td>
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<tr>
<td>2. Township Committee</td>
<td>192.31</td>
</tr>
<tr>
<td>3. Township Administrator</td>
<td>920.95</td>
</tr>
<tr>
<td>4. Municipal Clerk</td>
<td>2,171.00</td>
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<tr>
<td>5. Deputy Municipal Clerk</td>
<td>258.85</td>
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<tr>
<td>6. Director of Public Works</td>
<td>3,192.60</td>
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<tr>
<td>7. Chief Finance Officer</td>
<td>920.95</td>
</tr>
<tr>
<td>8. Deputy Treasurer</td>
<td>253.80</td>
</tr>
<tr>
<td>9. Tax Collector</td>
<td>1,855.95</td>
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<tr>
<td>10. Tax Search Officer</td>
<td>59.05</td>
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<tr>
<td>11. Municipal Improvement Search Officer</td>
<td>59.05</td>
</tr>
<tr>
<td>12. Registrar of Vital Statistics</td>
<td>345.15</td>
</tr>
<tr>
<td>13. Deputy Registrar</td>
<td>126.20</td>
</tr>
<tr>
<td>14. Tax Assessor Secretary</td>
<td>383.20</td>
</tr>
<tr>
<td>15. Land Development Board Secretary</td>
<td>447.05</td>
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<tr>
<td>16. Construction Official</td>
<td>1,660.80</td>
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<tr>
<td>17. Zoning Officer</td>
<td>673.25</td>
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<td>18. Technical Assistant to Construction</td>
<td>1,497.45</td>
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<tr>
<td>19. Code Enforcement Officer</td>
<td>647.35</td>
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<tr>
<td>20. Plumbing Subcode Official</td>
<td>186.45</td>
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<tr>
<td>21. Electrical Subcode Official</td>
<td>329.75</td>
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<tr>
<td>22. Fire Marshall/Subcode Official</td>
<td>500.20</td>
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<tr>
<td>23. Office Clerk</td>
<td>1,310.10</td>
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<tr>
<td>24. Emergency Management/JIF Safety Coordinator</td>
<td>326.95</td>
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<thead>
<tr>
<th>PUBLIC WORKS EMPLOYEES CLASSIFICATION</th>
<th>SPECIFIED HOURLY SALARIES</th>
</tr>
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<tbody>
<tr>
<td>1. Utility I Supervisor</td>
<td>29.75 hour</td>
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<tr>
<td>2. Utility I Parks &amp; Recreation Forman</td>
<td>26.05 hour</td>
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<tr>
<td>3. Utility I</td>
<td>24.50 hour</td>
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<tr>
<td>4. Utility II</td>
<td>24.00 hour</td>
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<tr>
<td>5. Laborer</td>
<td>19.25 hour</td>
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</tbody>
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TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

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

Date: June 24, 2019

La Shawn R. Barber, R.M.C. 
Municipal Clerk

Joseph W. Barton, Mayor

VOTE ON ADOPTION
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<tr>
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| Joseph W. Barton
| Kimberly A. Brown
| Richard J. Franzen
| Stephen V. Lee, IV
| Joseph Yates, IV

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 24th day of June 2019.

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

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.

<table>
<thead>
<tr>
<th>TABERNACLE TOWNSHIP / WOODLAND TOWNSHIP MUNICIPAL COURT</th>
<th>2019 SALARY</th>
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</thead>
<tbody>
<tr>
<td>1. Municipal Court Judge</td>
<td>846.20 Bi-Weekly</td>
</tr>
<tr>
<td>2. Municipal Court Prosecutor</td>
<td>550.00 Bi-Weekly</td>
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<tr>
<td>3. Municipal Court Public Defender</td>
<td>225.10 Bi-Weekly</td>
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<tr>
<td>4. Municipal Court Administrator</td>
<td>2500.60 Bi-Weekly</td>
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<tr>
<td>5. Municipal Court Deputy Court Administrator (part-time)</td>
<td>19.00 Per Hour</td>
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<tr>
<td>6. Municipal Court Sound Recorder</td>
<td>105.00 Bi-Weekly</td>
</tr>
<tr>
<td>7. Municipal Court Attendant</td>
<td>155.00 Bi-Weekly</td>
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Date: June 24, 2019

La Shawn R. Barber, R.M.C.
Municipal Clerk

Joseph W. Barton, Mayor

VOTE ON ADOPTION

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| Joseph Yates, IV

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 ____ day of June 2018.

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

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.

DATE: June 24, 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
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

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.

DATE: June 24, 2019

La Shawn R. Barber, RMC
Municipal Clerk

Joseph W. Barton, Mayor

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 24th day of June 2019.

La Shawn R. Barber, RMC
Municipal Clerk
CHANGE ORDER NO. 2

DATE: May 28, 2019

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

CONTRACTOR: MiBo Construction Company, Inc.
331 White Horse Pike
Atco, N. J. 08004

PROJECT: Municipal Salt Shed
Entranceway Replacement

Contract NO: TAB2018-5

DGIA FILE NO: M-40-035

Change Order No. 2 consists of the return of the unused construction allowance.

Line Item X2 - Return of the unused construction allowance
DELETE 1 Lump Sum @ $1,000.00 ($1,000.00)

Total Amount Change Order No. 2 ($1,000.00)

Amount of Original Contract $39,425.00

Total Amount of Change Order No. 1 $5,501.00

Total Amount of Change Order No. 2 ($1,000.00)

Revised Contract Total $43,926.00

Owner: Tabernacle Township

By: ________________________________ Date: ____________________

Contractor: MiBo Construction Company, Inc.

By: ________________________________ Date: 5-28-19
TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

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.

DATE: June 24, 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 24th day of June 2019.

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

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.

DATE: June 24, 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 24th day of June 2019.

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK
Claim for Property Tax Exemption on Dwelling of Disabled Veteran or Surviving Spouse/Civil Union or Domestic Partner of Disabled Veteran or Serviceperson
(N.J.S.A. 54:4-3.30 et seq.; N.J.A.C. 18:28-1.1 et seq.)

Important: File this completed claim with your municipal tax assessor. (See General Guidelines)

1. Claimant Name

Brian Weish Jr. and Alexandra Weish

Name(s) of veteran claimant owner (& spouse, as tenants by entirety, or civil union or domestic partner) or of surviving spouse/civil union or domestic partner permanently residing in dwelling.

2. Dwelling Location

774 Patty Bouker Road

Street Address of claimant owner's principal residence

Phone #

Tabernacle

Email

Burlington

County

1302

Block

32.02-33

Lot

Qualifier

3. Disabled Veteran/Surviving Spouse/Civil Union or Domestic Partner of Disabled Veteran or Serviceperson (Check A, B, or C)

A. ☑ Honorary discharged disabled veteran with active wartime service in United States Armed Forces. ATTACH copy DD214; or

B. ☐ Surviving spouse/civil union or domestic partner of honorably discharged disabled veteran with active wartime service in United States Armed Forces; and

☐ I have not remarried/forms a new registered civil union or domestic partnership. ATTACH copy DD214; or

C. ☐ Surviving spouse/civil union or domestic partner of serviceperson who died on wartime active duty in the United States Armed Forces; and

☐ I have not remarried/forms a new registered civil union or domestic partnership. ATTACH copy Military Notification of Death.

4. Active War Time Service Period (Check All Applicable Service Periods)

A. ☐ World Trade Center Rescue & Recovery

B. ☐ Operation Northern/Southern Watch

C. ☑ Operation Iraqi Freedom

D. ☐ Operation Enduring Freedom

E. ☐ "Joint Endeavor/Joint Guard"-Bosnia & Herzegovina

F. ☐ "Restore Hope" Mission – Somalia

G. ☐ Operation Desert Shield术Desert Storm Mission

H. ☐ Panama Peacekeeping Mission

I. ☐ Grenada Peacekeeping Mission

J. ☐ Lebanon Peacekeeping Mission

K. ☐ Vietnam Conflict

L. ☐ Lebanon Crisis of 1958

M. ☐ Korean Conflict

N. ☑ World War II

September 11, 2001 – May 30, 2002

August 27, 1992 – March 17, 2003

March 19, 2003 – Ongoing

September 11, 2001 – Ongoing

November 20, 1995 – June 20, 1998

December 5, 1992 – March 31, 1994


October 23, 1983 – November 21, 1983

September 26, 1982 – December 1, 1987

December 31, 1963 – May 7, 1975

July 1, 1958 – November 1, 1958


September 16, 1940 – December 31, 1946

*Note – New Jersey amended wartime service criteria for the 100% Disabled Veteran's Property Tax Exemption effective January 16, 2018. Wartime service in a specified geographic location for a minimum number of days is no longer required. If the veteran was on active duty during any of the statutory service periods listed above, he or she meets the wartime service criterion for exemption. Other requirements, such as honorable discharge, property ownership, disability, etc., are unchanged. This amendment does not apply to the $250 Veteran's Property Tax Deduction. (Refer to the General Guidelines for additional information.)
5. Disability (Check A or B)

Date V.A. determined 100% permanently and totally disabled: 5/31/17

A. ☐ Wartime service-connected disability from paraplegia, sarcoidosis, osteochondritis resulting in permanent loss of use of both legs, or permanent paralysis of both legs and lower parts of the body, or from hemiplegia and having permanent paralysis of one leg and one arm or either side of the body, resulting from injury to spinal cord, skeletal structure, or brain or from disease of spinal cord not resulting from any form of syphilis; or from total blindness; or from amputation of both arms or both legs, or both hands or both feet, or the combination of a hand and a foot; or

B. ☑ Other wartime service-connected disability declared to be a total or 100% permanent disability, and not so evaluated solely because of hospitalization or surgery and recuperation, sustained through enemy action, or accident, or resulting from disease contracted while in such service.

6. Ownership & Occupancy (Complete A and B)

A. ☐ I (my spouse/civil union partner & I, as tenants by entirety), solely own or hold legal title to the above dwelling house. Partial owners: I (as joint tenant/tenant in common) own __________________%.
Grantee (buyer) ___________________ name per deed. Deed Date ____________________.

B. ☑ The dwelling house is One-Family and I occupy all of it as my principal residence. or

☐ The dwelling house is Multi-Unit and I occupy ________________% as my principal residence.

7. Citizen & Resident (Complete A or B)

A. ☑ As of 9/1/2001 (insert date - month/day/year), I, the above named veteran claimant was a citizen and legal or domiciliary resident of New Jersey; or

B. ☐ As of ________________ (insert date - month/day/year), I, the above named surviving spouse/civil union or domestic partner claimant was a citizen and legal or domiciliary resident of New Jersey; and

☐ My deceased veteran or serviceperson spouse/civil union or domestic partner was a citizen and resident of New Jersey at death.

I certify the above declarations are true to the best of my knowledge and belief. I understand they will be considered as if made under oath and subject to penalties for perjury if falsified.

_________________________  2/19/19
Claimant Signature  Date

OFFICIAL USE ONLY – Block 130, Lot 37 Dweller Approvel Disallowed

Assessor ___________________ Date 2/16/19

This form is prescribed by the Director, Division of Taxation, as required by law, and may not be altered without the approval of the Director.
Form: D.V.S.S.E.  Rev: 9/2018
TOWNSHIP OF TABERNACLE  
BURLINGTON COUNTY, NEW JERSEY

RESOLUTION 2019-78  
RESOLUTION REQUESTING APPROVAL OF  
ITEMS OF REVENUE AND APPROPRIATION  
NJS 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.

DATE: JUNE 24, 2019

LA SHAWN R. BARBER, RMC  
MUNICIPAL CLERK

JOSEPH W. BARTON, MAYOR

Resolution No. ________________

Offered by____________________ Seconded by____________________

Adopted____________________ Municipal Clerk____________________

I, LaShawn Barber, Municipal Clerk of the Township of Tabernacle in the County of Burlington in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Township Committee of the Township of Tabernacle in the County of Burlington in the State of New Jersey.
La Shawn Barber

From: McLeod, Allison <Allison.McLeod@dep.nj.gov> on behalf of Pflugh, Kerry
      <Kerry.Pflugh@dep.nj.gov>
Sent: Tuesday, May 28, 2019 7:30 AM
To: Pflugh, Kerry
Subject: 2019 Clean Communities Distribution

Importance: High

Good morning Mayors and Municipal Officials,

Last week, our office distributed information about the 2019 Clean Communities Grant awards. We are resending this information now that the link is live on the Clean Communities website; thank you all for your patience in this matter. This full listing of award amounts can be found in the attached. The information can also be found at https://niclean.org/ under “About” > “Publications” > “2019 Final Clean Communities Grants”.

Thank you again.

Regards,

Kerry Kirk Pflugh
Director
Office of Local Government Assistance
New Jersey Department of Environmental Protection
401 E. State Street
P.O. Box 402
Trenton, NJ 08625-0402
Office: 609-633-7700
Cell: 609-575-3806
Email: kerry.pflugh@dep.nj.gov

http://www.nj.gov/dep/lga/

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TOWNSHIP OF TABERNACLE
BURLINGTON COUNTY, NEW JERSEY

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.

Date: June 24, 2019

La Shawn R. Barber, R.M.C. Municipal Clerk

Joseph W. Barton, Mayor

VOTE ON ADOPTION

<table>
<thead>
<tr>
<th>Moved</th>
<th>Seconded</th>
<th>Ayes</th>
<th>Nays</th>
<th>Absent</th>
<th>Abstain</th>
</tr>
</thead>
</table>

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 24TH day of June 2019.

La Shawn R. Barber, RMC
Municipal Clerk
State of New Jersey
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
PO BOX 245
TRENTON, NJ 08695-0245

ALCOHOLIC BEVERAGE RETAIL LICENSEE
CLEARANCE CERTIFICATE
(RENEWAL)

6/21/2019

LIQUOR LICENSE NUMBER: 0335-33-001-004
SALES TAX REGISTRATION NUMBER: XXX-XX-3751/000

LEISURE TIME INNS INC

The Director of the Division of Taxation, in accordance with chapter 161 Laws of N.J. 1995, has reviewed the records of the above holder of a retail alcoholic beverage license. This review shows that the licensee is in compliance with this act.

This certificate indicates the above license holder is in compliance with the above act and the Division of Taxation has no objections to renewal of said license. This certificate does not constitute a waiver of authority to demand resolution of any other deficiencies and delinquencies and shall not prevent further audit or the assessment of additional taxes, penalties, interest or fees as may be provided by law.

NOT TO BE USED FOR TRANSFERS

John J. Ficara
Acting Director, Division of Taxation

New Jersey Is An Equal Opportunity Employer

Copy # 3
Print Date 6/21/2019
1488 ROUTE 206 LLC
214 E 19TH STREET
N BEACH HAVEN, NJ 08008

Pay to the Order of Township of Tuckerton $2,500.00
Two Thousand Five Hundred Dollars

Bank America's Most Convenient Bank

For Renewal ABC License

Date: 1/18/19

230

Dear Licensee:

Enclosed please find a Special Ruling to permit consideration of a renewal application for the above referenced inactive license pursuant to N.J.S.A. 33:1-12.39. As noted in the enclosed document, this Ruling merely determined that good cause exists for the issuing authority to consider your application. It is now within the purview of the local issuing authority to either grant or deny your renewal application in the reasonable exercise of its discretion.

Be advised that if your license is merely inactive and is sited at a premises, in order to activate this license during any of the license terms referenced above, you are required to file an amendment to your license application pursuant to N.J.A.C. 13:2-2.14. To properly file the amendment, pages 1, 2, and 11 of the 12-page license application must be filed with the local issuing authority not more than 10 days prior to, or 10 days after, opening the business. The local issuing authority will then present you with a current license certificate which must be prominently displayed where it can be readily seen by customers. N.J.A.C. 13:2-23.13(a)1.

However, if your license is a "pocket license," (a license not sited at a premises) and you wish to activate your license at a premises during any of the license terms referenced above, you must file a full 12-page application transferring the license from "pocket" status to the intended premises. Please contact your local issuing authority to comply with all requirements regarding the transfer.

I suggest that you contact the local issuing authority immediately to determine what steps are necessary to complete your license application renewal process.

Very truly yours,

Jillian Mahoney
Deputy Attorney General

c: ABC Licensing Bureau
La Shawn R. Barber, Tabernacle Township Municipal Clerk VIA MAIL
June 11, 2019

Leisure Time Inns, Inc.
Trade Name: Tabernacle Inns
Attn: John A. Woolley
214 E. 19th Street
N. Beach Haven, NJ 08008

RE: 2019-2020 ABC License
Submission Due Date

Dear Sir or Madam:

The Township of Tabernacle is in the process of scheduling the approval for the above license term.

Licensees are to complete your 2019-2020 renewal application and pay your $200 state filing fee online. Once you have submitted your renewal application it will appear on the Posse municipal dashboard.

As you know, the renewal process consists of passage of a resolution that must divulge that all fees have been deposited with the Township, tax clearance certificate was received and no written objections have been filed opposing the renewal application.

The current municipal fee ($2,500.00) must be submitted to the Municipal Clerk's Office on or before June 14, 2019.

Sincerely yours,

La Shawn R. Barber
La Shawn R. Barber, RMC/CMR
Township Clerk
lastwpclerk@townshipoftabernacle-nj.gov

LB/
Enclosure

C: Township Committee
   Township Solicitor
   Business Address: 1488 Route 206, Tabernacle, NJ 08008

Phone: (609) 268-1220       Fax: (609) 268-7430   Website: www.townshipoftabernacle-nj.gov

"Gateway To The Pines"
DATE: JUNE 24, 2019
EXECUTIVE SESSION RESOLUTION
CS 06 242019

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:


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.

Date: June 24, 2019

La Shawn R. Barber, RMC
Municipal Clerk
RESOLUTION 2019-

A RESOLUTION OF THE TABERNACLE TOWNSHIP COMMITTEE APPROVING SETTLEMENT

WHEREAS, litigation was commenced in the Superior Court of New Jersey, Law Division, Burlington County under Docket Number BUR-L-001048-18 captioned FRAN BROOKS, Plaintiff, v. TOWNSHIP OF TABERNACLE and 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 and in her personal capacity that Defendant making certain claims against the Township related to the New Jersey Open Public Records Act; and

WHEREAS, the litigation was defended by the Township’s Solicitor, Peter C. Lange Jr. Esq.; and

WHEREAS, the Township Solicitor has recommended settlement of the litigation under terms which are now acceptable to the Township of Tabernacle in consideration of the facts and circumstances and in view of 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, the terms and of the settlement are detailed in a certain Consent Order executed by the parties and the Superior Court of the State of New Jersey attached hereto as Exhibit “A”.

NOW, THEREFORE, BE IT RESOLVED by the Township 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 its regular meeting held on June 24, 2019.

Township of Tabernacle

La Shawn R. Barber, RMC
Municipal Clerk

Joseph W. Barton, Mayor
FRAN BROOKS,  
Plaintiff,  

v.  
TOWNSHIP OF TABERNACLE,  
LaSHAWN 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.  

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: BURLINGTON COUNTY  
DOCKET NO. BUR-L-001048-18  
CIVIL ACTION  
CONSENT ORDER  

**THIS MATTER** having been opened to the Court by Plaintiff Fran Brooks, represented by Law Offices of Walter M. Luers, LLC (Walter M. Luers, Esq., appearing) by Verified Complaint and Order to Show Cause for relief pursuant to the Open Public Record Act, *N.J.S.A. 47:1A-1, et seq. (“OPRA”)* and the Open Public Meetings Act, *N.J.S.A. 10:4-6, et seq. (“OPMA”),* with the Defendants represented by Peter C. Lange, Esq.;  

**WHEREAS** the parties have reached an agreement regarding the disposition of this matter which is anticipated to be adopted and ratified by the Township Committee at its regular meeting on June 24th, 2019. The terms of that agreement have been set forth on the record on June 13, 2019 with the understanding that the settlement would be memorialized as a consent order;
**THEREFORE,** for good cause shown, and the consent of counsel for the parties appearing below,

**IT IS on this ____ day of __________________________, 2019**

**A. ORDERED** that Defendant Lisa Love consents to the imposition of a civil penalty upon her personally because she admits that she knowingly and willfully failed to file documents in her possession in a timely manner and thereby violated OPRA and denied access to records under the totality of the circumstances, and she shall pay a civil penalty of $1,000 to “Treasurer, State of New Jersey; and it is further

**B. ORDERED** that Defendant LaShawn Barber shall retract her written statement, which was provided in discovery, that characterized OPRA requests as “harassment” and shall state in writing that all OPRA requests submitted to Tabernacle Township, including those submitted by Plaintiff, do not constitute “harassment;” and it is further

**C. ORDERED** that the text attached as Exhibit A and located at https://www.townshipoftabernacle-nj.gov/departments/clerk/index.php shall be permanently deleted from Tabernacle’s website and shall not be replaced by any substantially similar language. Notwithstanding the foregoing, the Township shall be permitted to provide the public with educational materials which instruct the public on their rights under OPRA and the process; and it is further

**D. ORDERED** that on August 26, 2019 Tabernacle shall pass after public hearing an ordinance in the form set forth in Exhibit B; and it is further
E. ORDERED that Tabernacle shall pay to Plaintiff counsel fees and costs of $13,500.00 (thirteen thousand five hundred dollars and zero cents); and it is further

F. ORDERED that unless otherwise specified herein, the deadline for the performance of all obligations set forth herein shall be within 30 days after entry of this order; and it is further

G. ORDERED that all other claims for relief by all parties not addressed herein are DENIED and that this is the final order in the case; and it is further

H. ORDERED that a copy of this consent order shall be served on all counsel of record by operation of the eCourts system.

HON. RONALD E. BOOKBINDER, A.J.S.C.

This order was:

OPPOSED ______
UNOPPOSED XX

We hereby consent to the form and entry of the within Consent Order:

LAW OFFICES OF WALTER M. LUERS, ESQ.
Attorneys for Plaintiff Fran Brooks

By: /s/ Walter M. Luers ___________________________
    Walter M. Luers, Esq.

PETER LANGE, ESQ.
Attorneys for Defendants

By: /s/ Peter C. Lange, Esq. ___________________________
    Peter C. Lange, Esq.
EXHIBIT A
GOVERNMENT RECORDS REQUEST

Open Public Records Act (OPRA) has been an opportunity for more "Transparency in Government." The public can obtain government records legally allowed for release in the State of New Jersey. The intent of the law is good; however, there has come a point in many towns that OPRA is financially draining municipal resources. There is a nominal charge of 5 cents per copy for a letter size page and 7 cents to copy a legal size page when applicable. Electronic documents are free. The price per page is fair, the hidden cost is the salary of the employee to locate the documents that may span several years and in some cases may take several hours to locate. This process is often very time consuming and under certain circumstances, some documents may no longer be available under State Law that allows for records to be destroyed after a certain time period. Municipal Clerks have become the hub of government and the direct link between the taxpayers and the governing body.

Tabernacle's Municipal Clerk's Office is staffed with two full-time employees; however, depending on vacation, training, and the attendance of other departments, this office may only have one employee available to provide these functions. When individuals request documents through the OPRA process it immediately creates a time constraint on our schedules. While it is important to know about OPRA, you need to understand the downside as well.
1. 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.

2. 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.

3. With respect to Closed Session Minutes, at the time those minutes are approved, the Municipal Clerk or their designee 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 4 hereof.

4. On a quarterly basis, the Municipal Clerk or their designee 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 Clerk will continue to put all regular minutes on the Township website promptly upon adoption and approval by the governing body. The Clerk will place all executive session minutes on the township website promptly upon adoption and approval in redacted and unredacted form. The Clerk will update the executive 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.
TOWNSHIP OF TABERNACLE  
BURLINGTON COUNTY, NEW JERSEY  

TOWNSHIP OF TABERNACLE  

RESOLUTION # 2019- 

A RESOLUTION PROVIDING INDEMNIFICATION PURSUANT TO ARTICLE 2,  
SECTION 12 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP  
OF TABERNACLE  

WHEREAS, N.J.S.A 59:10-4 authorizes the governing body of any municipality, by  
Resolution, to indemnify local public employees consistent with the provisions of the act; and  

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.
DATE:  June 24, 2019

______________________________  ________________________________
LA SHAWN R. BARBER, RMC      JOSEPH BARTON, MAYOR
TOWNSHIP CLERK

***************

I, LaShawn R. Barber, Clerk of Tabernacle Township hereby certify that the forgoing is a true
copy of a Resolution duly adopted by the Governing Body of the Township of Tabernacle, County
of Burlington, and State of New Jersey, at a public meeting held on the 24th day of June, 2019.

______________________________
La Shawn R. Barber, RMC