

TOWNSHIP OF MOUNT LAUREL
AGENDA
REGULAR COUNCIL MEETING
MAY 20, 2019
MOUNT LAUREL MUNICIPAL CENTER
7:00 P.M.

ITEM

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE & TRADITIONAL MOMENT OF SILENCE
3. ROLL CALL
4. PUBLIC ANNOUNCEMENT OF THE TOWNSHIP COUNCIL TO BE MADE AT THE COMMENCEMENT OF EVERY MEETING
5. APPROVAL OF BILL LIST
 Moved by: Seconded by:
6. APPROVAL OF MINUTES
 Moved by: Seconded by:
7. RESOLUTIONS
 - 19-R-116 RESOLUTION AUTHORIZING THE SIGNING OF A CONTRACT BETWEEN THE TOWNSHIP OF MOUNT LAUREL AND SUPERIOR OFFICERS' ASSOCIATION FOR JANUARY 1, 2020 TO DECEMBER 31, 2024
 - 19-R-117 RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE MOUNT LAUREL TOWNSHIP LIBRARY FOR FINANCE SERVICES
 - 19-R-118 APPROVING NJDOT CHANGE ORDER #3 2017 PROGRAM CONTRACT 2017-3
 - 19-R-119 APPROVING CHANGE ORDER #1 FINAL RESURFACING OF FUTSAL/BASKETBALL COURTS AT DEVONSHIRE
 - 19-R-120 RESOLUTION AUTHORIZING THE REFUND OR CANCELLATION OF PROPERTY TAXES BLOCK 903.07, LOT 15, 502 MEADOW CT
 - 19-R-121 AUTHORIZING A PERSON TO PERSON TRANSFER OF ALCOHOLIC BEVERAGE CONTROL CONSUMPTION LICENSE 0324-33-004-003
 - 19-R-122 MOUNT LAUREL TOWNSHIP RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE FOR V&R PROPERTY, LLC, BLOCK 304, LOT 1 ZB18-D-02
 - 19-R-123 ANTICIPATION OF A SPECIAL ITEM OF REVENUE IN THE 2019 LOCAL MUNICIPAL BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159)
 - 19-R-124 AWARD PARKING LOT IMPROVEMENTS AT GEORGE SPENCER PARK FIELD COMPLEX BID
 - 19-R-125 RESOLUTION AUTHORIZING THE SIGNING OF AN AGREEMENT BETWEEN THE TOWNSHIP OF MOUNT LAUREL AND AFSCME: NJ COUNCIL 63 FOR THE PERIOD FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2022

8. ORDINANCE FOR FIRST READING
 - 2019-25 AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL SUBMITTING A PUBLIC REFERENDUM TO THE VOTERS OF MOUNT LAUREL TOWNSHIP CONCERNING THE TOWNSHIP'S FORM OF GOVERNMENT
9. PUBLIC PARTICIPATION
10. COMMENTS BY COUNCIL
11. RESOLUTION
 - 19-R-126 RESOLUTION AUTHORIZING A CLOSED SESSION OF THE TOWNSHIP OF MOUNT LAUREL TO DISCUSS PENDING OR ANTICIPATED LITIGATION, CONTRACT NEGOTIATIONS AND/OR PERSONNEL MATTERS
12. RETURN TO OPEN
13. ADJOURNMENT



**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-116

REGULAR MEETING

May 20, 2019

**RESOLUTION AUTHORIZING THE SIGNING OF A CONTRACT BETWEEN THE TOWNSHIP OF
MOUNT LAUREL AND SUPERIOR OFFICERS' ASSOCIATION FOR JANUARY 1, 2020 TO
DECEMBER 31, 2024**

BE IT RESOLVED by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey that the Mayor and Township Manager are authorized to sign contract between the Township of Mount Laurel and Superior Officers' Association for January 1, 2020 to December 31, 2024.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

	MOTION	AYE	NAY	ABSTAINED	ABSENT	TRANSMITTED
Bobo						
Edelson						
Folcher						
Pritchett						
Steglik						



**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No 19-R-117

REGULAR MEETING

May 20, 2019

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE
MOUNT LAUREL TOWNSHIP LIBRARY FOR FINANCE SERVICES**

WHEREAS, N.J.S.A. 40A:65-1, et seq., known as the “Uniform Shared Services and Consolidation Act,” authorizes two or more local units to enter into an agreement for interlocal services known as a Shared Services Agreement for the provision of services (“Agreement”); and

WHEREAS, the purpose of Shared Services Agreements is to reduce local expenses funded by property taxpayers; and

WHEREAS, the Township Council of the Township of Mount Laurel desires to enter into a Shared Services Agreement with the Mount Laurel Library to provide for financial services as described in contract and;

WHEREAS, the sharing of these services is in the public interest and will benefit the Township of Mount Laurel.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mount Laurel, County of Burlington and State of New Jersey, that the Mayor and Clerk are hereby authorized to enter in to the Shared Services Agreement on behalf of the Township.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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Bobo						
Edelson						
Folcher						
Pritchett						
Steglik						



**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-118

REGULAR MEETING

MAY 20, 2019

**APPROVING NJDOT CHANGE ORDER #3
2017 ROAD PROGRAM
CONTRACT 2017-3**

WHEREAS, American Asphalt Company, Inc. was awarded a contract for 2017 Road Program, Contract 2017-3; and

WHEREAS, the Project Engineer has notified the Township Clerk that it will be necessary to amend the specifications prepared for this purpose as follows; and

WHEREAS, it is recommended the following NJDOT Change Order #3 for quantity adjustments and additional items to complete this project. See Attachment A.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey that approval be and is hereby granted for NJDOT Change Order #3;

BE IT FURTHER RESOLVED, that the Municipal Manager be and she is hereby authorized to sign NJDOT Change Order #3 on behalf of the Township of Mount Laurel.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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Edelson						
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Pritchett						
Steglik						



**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-119

REGULAR MEETING

MAY 20, 2019

**APPROVING CHANGE ORDER #1 FINAL
RESURFACING OF FUTSAL/BASKETBALL COURTS AT DEVONSHIRE**

WHEREAS, Shore Top Construction Co. was awarded a contract for Resurfacing of Futsal/Basketball Courts at Devonshire; and

WHEREAS, the Project Engineer has notified the Township Clerk that it will be necessary to amend the specifications prepared for this purpose as follows; and

WHEREAS, it is recommended the following Change Order #1 Final for quantity adjustments and additional items to complete this project. See Attachment A.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey that approval be and is hereby granted for Change Order #1 Final;

BE IT FURTHER RESOLVED, that the Manager be and she is hereby authorized to sign Change Order #1 Final on behalf of the Township of Mount Laurel.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-120

REGULAR MEETING

MAY 20, 2019

**RESOLUTION AUTHORIZING THE
REFUND or CANCELLATION OF PROPERTY TAXES**

Block 903.07 Lot 15

502 Meadow Ct

100% Totally & Permanently Disabled Veteran

WHEREAS, N.J.S.A. 54:4-3.30 permits the exemption from property taxes for any citizen and resident of the State who is a 100% Totally and Permanently Disabled Veteran.

WHEREAS, the United States Department of Veteran Affairs has classified the veteran, Eddie C. Russell, as 100% Totally and Permanently Disabled.

WHEREAS, this status grants the veteran the right to be exempt from paying property taxes as of the date of eligibility by application. (N.J.S.A. 54:4-3.30a)

WHEREAS, the 2019 taxes on the following property have been cancelled as of the date of exemption and any taxes paid by the owner have been refunded.

<u>Block</u>	<u>Lot</u>	<u>Owner</u>	<u>Date of Exemption</u>	<u>Amountⁱ</u>
903.07	15	Eddie C. Russell	May 4, 2019	\$1303.02

WHEREAS, the Burlington County Board of Taxation requires a resolution for the cancellation of property taxes in order to credit to the Municipality in the Abstract of Ratables the amount of County Taxes and County Open Space Taxes refunded or cancelled for this property. This resolution will be submitted to the Burlington County Board of Taxation with the Application & Approval of Assessment Debit and Credit for the property.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Mount Laurel, County of Burlington that the 2019 taxes due on the above noted property have been cancelled. Additionally, this resolution authorizes cancellation of the 2019 Final and 2020 Preliminary.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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ⁱ Calculation: 2019 Prelim Taxes \$4172.77 / 182.5 days = \$22.86 per day x 57 days exempt = \$1303.02



**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-121

REGULAR MEETING

MAY 20, 2019

**AUTHORIZING A PERSON TO PERSON TRANSFER OF ALCOHOLIC
BEVERAGE CONTROL CONSUMPTION LICENSE 0324-33-004-003**

WHEREAS, an application has been filed for a person-to-person transfer for licensed premises of a Plenary Retail Consumption License 0324-33-004-003, Bertucci's Restaurants, LLC d/b/a Bertucci's Brick Oven Pizzeria, for person to person transfer to Bertucci's Restaurant Corp., Debtor in Possession, for premises located at 1220 Nixon Drive, Mount Laurel NJ 08054

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey does hereby approves the person to person transfer for License #0324-33-004-003.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-122

REGULAR MEETING

MAY 20, 2019

**MOUNT LAUREL TOWNSHIP
RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE
FOR V & R PROPERTY, LLC, BLOCK 304, LOT 1 ZB18-D-02**

WHEREAS, the Township has received a request for the release of the performance guarantee that was previously posted in connection with the above-referenced project; and

WHEREAS, by report dated May 9, 2019 attached hereto and made a part hereof, the Township Engineer has advised that the required improvements for the project were installed and are in satisfactory condition and has recommended that the performance guarantee in place for the project be released; and

WHEREAS, no maintenance bond is required due to the site being a private site.

WHEREAS, developer is required to pay all taxes, fees, and required escrow deposits, which may be due prior to the release of the performance guarantee.

NOW, THEREFORE, BE IT RESOLVED on this 20th day of May 2019, by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey, that, as recommended by the Township Engineer, the performance guarantee for V & R Property, LLC Block 304, Lot 1, 2026 Briggs Road, ZB18-D-02 is hereby released.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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Pritchett						
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**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-123

REGULAR MEETING

May 20 2019

**ANTICIPATION OF A SPECIAL ITEM OF REVENUE
IN THE 2019 LOCAL MUNICIPAL BUDGET PURSUANT TO
N.J.S.A. 40A:4-87 (CHAPTER 159)**

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey who respectfully request of the Director of the Division of Local Government Services to approve the insertion of special items of revenues in the 2019 Local Municipal Budget in the amount of \$2,000.00 which items are now available as revenues:

- PSE&G – Sustainable Jersey - \$2,000.00

BE IT FURTHER RESOLVED that a like amount of \$2,000.00 is hereby appropriated under the captions of:

- PSE&G – Sustainable Jersey - \$2,000.00

BE IT FINALLY RESOLVED that certified copy of this resolution is forwarded to the Director of the Division of Local Government Services, and one certified copy each to the Township CFO and Township Auditor.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-124

REGULAR MEETING

MAY 20, 2019

**AWARD PARKING LOT IMPROVEMENTS AT GEORGE
SPENCER PARK FIELD COMPLEX BID**

WHEREAS, the Township Council advertised for bids to be received on May 14, 2019 at 11:00 a.m. prevailing time for Parking Lot Improvements at George Spencer Park Field Complex Bid for the Township of Mount Laurel in accordance with specifications prepared for this purpose; and

WHEREAS, bids were received and duly opened and read by the Township Purchasing Agent:

<u>BIDDER</u>	<u>BID PRICE</u>
Command Co., Inc. 1318 Antwerp Avenue Egg Harbor City, NJ 08215-2865	\$867,395.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey that the bid for Parking Lot Improvements at George Spencer Park Field Complex be awarded to Command Co., Inc. 1318 Antwerp Ave, Egg Harbor City, NJ 08215-2865.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-125

REGULAR MEETING

May 20, 2019

**RESOLUTION AUTHORIZING THE SIGNING OF AN
AGREEMENT BETWEEN THE TOWNSHIP OF MOUNT LAUREL AND
AFSCME: NJ COUNCIL 63 FOR THE PERIOD FROM
JANUARY 1, 2019 THROUGH DECEMBER 31, 2022**

BE IT RESOLVED by the Township Council of the Township of Mount Laurel, County of Burlington, State of New Jersey that the Mayor and Township Manager are authorized to sign an Agreement between the Township of Mount Laurel and AFSCME: NJ COUNCIL 63, for the period January 1, 2019 through December 31, 2022.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

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**TOWNSHIP OF MOUNT LAUREL
ORDINANCE #2019-25**

**AN ORDINANCE OF THE TOWNSHIP OF MOUNT LAUREL SUBMITTING A
PUBLIC REFERENDUM TO THE VOTERS OF MOUNT LAUREL TOWNSHIP
CONCERNING THE TOWNSHIP'S FORM OF GOVERNMENT**

WHEREAS, residents questioned whether the law permits Mount Laurel Township to hold its Township Council elections on a date other than the General Election so that the local election is not influenced by federal or state elections; and

WHEREAS, the Solicitor determined that the only way to change the election date is to switch from a partisan to a non-partisan form of government; and

WHEREAS, only the voters, through a referendum, can determine whether the Township should switch from a partisan form to a non-partisan form; and

WHEREAS, this ordinance directs the County Clerk to establish a ballot question pursuant to N.J.S.A. 40:69A-25.1; and

WHEREAS, such a switch would result in an elections being held on the second Tuesday in May; and

WHEREAS, residents raised additional concerns that the Township would be required to bear that entire cost of a May election and such elections have historically resulted in lower voter turnout; and

WHEREAS, if the voters determine to change the form of government from partisan to non-partisan form of government, the Township Council, by separate ordinance, can determine to hold non-partisan elections on the November ballot instead of May to alleviate the above concerns; and

WHEREAS, the result of the voters' passage of the referendum coupled with a Council ordinance pursuant to N.J.S.A. 40:45-7.1 would require the County Clerk to place the names or slates of non-partisan candidates for Township Council on a separate part of the November ballot isolating the local election from other contested elections.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Township Council of the Township of Mount Laurel, County of Burlington and State of New Jersey, that, pursuant to N.J.S.A. 40:69A-25.1, the County Clerk is directed to place the below referendum question on the General Election ballot on November 5, 2019:

Shall the charter of the Township of Mount Laurel governed by the Council-Manager (Plan E) form of government be amended, as permitted under that plan, to provide for the holding of regular municipal elections in May.

Yes No

BE IT FURTHER ORDAINED AND ENACTED, that the County Clerk shall also print the below Interpretative Statement to appear on the November 5, 2019 ballot to provide guidance to the voters in making this decision.

Interpretative Statement

A "Yes" vote to the above question shall cause the election for Mount Laurel Township Council Members to move from the November ballot to a Regular Municipal Election to be held on the second Tuesday in May. The form of government would change from a partisan to a non-partisan form of government and candidates or slates of candidates would appear on the ballot without political party affiliation. If the public question is approved by the

voters, pursuant to N.J.S.A. 40:45-7.1, the Township Council, by ordinance, may move the non-partisan election to the November ballot where the County Clerk would designate a separate location on the ballot for the non-partisan municipal election.

Repealer, Severability and Effective Date.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Council hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. This Ordinance shall take effect upon passage and publication according to law.

Introduction Date: May 20, 2019

	MOTION	AYE	NAY	ABSTAINED	ABSENT	TRANSMITTED
Bobo						
Edelson						
Folcher						
Pritchett						
Steglik						

Publication Date: May 23, 2019

Public Hearing Date: June 24, 2019

	MOTION	AYE	NAY	ABSTAINED	ABSENT	TRANSMITTED
Bobo						
Edelson						
Folcher						
Pritchett						
Steglik						

TOWNSHIP OF MOUNT LAUREL

BY: _____
Kurt Folcher, Mayor

ATTEST:

Meredith Tomczyk, Township Clerk

4833-1189-8775, v. 1



**TOWNSHIP COUNCIL
MOUNT LAUREL MUNICIPAL CENTER**

Distribution _____

Resolution No. 19-R-126

REGULAR MEETING

MAY 20, 2019

**RESOLUTION AUTHORIZING A CLOSED SESSION OF THE TOWNSHIP OF
MOUNT LAUREL TO DISCUSS PENDING OR ANTICIPATED LITIGATION,
CONTRACT NEGOTIATIONS AND/OR PERSONNEL MATTERS**

WHEREAS, the Township Council of the Township of Mount Laurel is subject to the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. seq.; and

WHEREAS, the Open Public Meetings Act of the State of New Jersey generally requires that all meetings of public bodies be open to the public; and

WHEREAS, the Open Public Meetings Act further provides that a public body may exclude the public from a portion of a meeting at which the public body discusses items enumerated in the Open Public Meetings Act at N.J.S.A 10:4-12b, which items are recognized as requiring confidentiality; and

WHEREAS, it is necessary and appropriate for the Township Council of the Township of Mount Laurel to discuss certain matters in a meeting not open to the public consistent with N.J.S.A 10:4-12b.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mount Laurel, Burlington County, pursuant to the Open Public Meetings Act of the State of New Jersey that:

1. The Township Council of the Township of Mount Laurel shall hold a closed meeting, from which the public shall be excluded, on May 20, 2019;
2. The general nature of the subjects to be discussed at said closed meeting shall be Contract - POA, Court Renovations, Land Acquisition Issue, K-9 fundraising, PAWS Farm, Potential Litigation .
3. The minutes of said closed meeting shall be made available of disclosure to the public, consistent with N.J.S.A. 10:4-13, when the items which are subject of the closed session discussion are resolved and a reason for confidentiality no longer exists.

This resolution was adopted at a meeting of the Township Council held on May 20, 2019 and shall take effect immediately.

A CERTIFIED COPY

Meredith Tomczyk, Municipal Clerk

	MOTION	AYE	NAY	ABSTAINED	ABSENT	TRANSMITTED
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