

**TOWNSHIP OF MANSFIELD
BURLINGTON COUNTY
MEETING MINUTES
June 27, 2012
Executive Session
6:00 PM**

The regular executive session meeting of the Mansfield Township Committee was held on the above shown date with the following in attendance: **Mayor Arthur Puglia, Deputy Mayor Robert Higgins, Committeeman Sean Gable, Committeeman Alfred Clark, Committeewoman Janice DiGiuseppe, Solicitor Michael Magee, and Clerk Linda Semus.**

Mayor Arthur Puglia called the meeting to order followed by the following opening statement.

Public notice of this meeting pursuant to the Open Public Meetings Act NJSA 10:4-6 to 10:4-21 has been satisfied. Notice of this meeting was properly given in the annual notice, which was adopted by the Mansfield Township Committee on January 3, 2012. Said Resolution was transmitted to the Burlington County Times and the Trenton Times, filed with the Clerk of the Township of Mansfield, posted on the official bulletin board at the Municipal Complex, filed with the members of this body and mailed to each person who has prepaid any charge fixed for such service. All of the mailing, posting, and filing having been accomplished as of January 9, 2012.

A motion was offered by **Committeeman Clark** and second by **Committeewoman DiGiuseppe** to go into executive session by adoption of the following Resolution. Motion carried.

RESOLUTION 2012-6-1

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 213, P.L. 1975 [NJSA 10:4-12(B)] 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 exists;

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

1. The public shall be excluded from discussion of, action on and reviewing the Minutes of the hereinafter specified matters.
2. The general nature of the subject matter to be discussed is as follows: contract negotiations, pending litigation and personnel issues.
3. It is anticipated at this time that the above subject matter will be made public when the matters have been resolved and approved for release by the Township Solicitor.

Regular Meeting
7:30PM

The regular meeting of the Mansfield Township Committee was held on the above shown date with the following in attendance: **Mayor Arthur Puglia Deputy Mayor Robert Higgins, Committeeman Sean Gable, Committeeman Fred Clark, Committeewoman Janice DiGiuseppe, Engineer Len Faiola, Attorney Michael Magee, CFO Joseph Monzo, Clerk Linda Semus, and Deputy Clerk. Barbara Crammer**

A motion was offered by **Committeeman Clark** and second by **Committeewoman DiGiuseppe** to come out of executive session. Motion carried.

Attorney Magee explained that matters discussed in executive session were contract negotiations, pending litigation and personnel.

The regular meeting was opened by **Mayor Puglia** followed by the flag salute and a moment of silence.

Clerk Semus read the following proclamation into the record.

THE CIVIC PRIDE IN VOLUNTEERISM

***WHEREAS**, a sense of caring and a desire to share have motivated hundreds of men and women, and boys and girls to volunteer their time and services to the needs of others in their community, whether it be by helping the sick, the needy or the disabled, children, students or the elderly, or by enriching the lives of all through the arts, recreation and cultural activities, or by serving on boards and committees; and*

WHEREAS, volunteers are increasingly recognized as an important partner with government in providing services to citizens; and

WHEREAS, volunteers have shown that they truly care and share generously of themselves; and

WHEREAS, anyone can be a volunteer and reap the rich rewards that come from doing for others while improving one's own skills and widening one's horizons; and

WHEREAS, Mansfield Township has many citizens who have a sense of caring and a desire to share with others and to participate in the lives of their community and to exhibit their talents and resources;

NOW, THEREFORE, BE IT RESOLVED, that the Mansfield Township Committee would like to begin a tradition in honoring an outstanding civic contribution, a generous deed, the servicing on boards and committees or the enrichment of lives through the arts, recreation and cultural activities;

BE IT FURTHER RESOLVED, today, the Mansfield Township Committee would like to begin with a special woman, Barbara Crammer, who was born and raised here in Mansfield Township, has been an intricate part our community and who undertook the task of a major participant of the Special Events Committee, carrying forward the traditions that Mansfield Township has so enjoyed for many years without any thought of recognition;

BE IT FURTHER RESOLVED, her willingness to serve her community through voluntary contribution is exemplary to the civic dedication that is the mainstay and foundation upon which communities succeed and progress.

BE IT FURTHER RESOLVED that it is the desire and the intent of the Mansfield Township Committee, on behalf of the Township, the officials, employees and residents thereof, to publicly acknowledge Barbara and recognize her for all her years of dedication and volunteerism which contributes immeasurably to the citizens throughout this great community;

ENGINEER'S REPORT

Engineer Faiola spoke about the CDBG Boor Project and gave an update. Bids had been received for the project but they were over the Engineer's estimate and in excess of the grant allotment. Therefore, he asked for a motion to reject the bids and that we go out to bid once the bid form is re-structured.

Engineer Faiola said the project for the Georgetown Road project has been awarded and contracts have been executed. A pre-construction meeting will be held, tentatively set at 10am on July 3rd. Since all things seem to be moving forward smoothly, the project should be completed by the end of the summer.

He has been in contact with the residents on Georgetown Road who have submitted a petition to the Township requesting that we build speed control devices along the road. He said they were talking about installing speed humps along the road which would meet traffic safety requirements. Although the road is posted at 25MPH, they see speeds well in excess of that on a regular basis. They are talking about installing two or three speed humps at specific locations to slow down the traffic. The speed humps would be like the ones recently installed in the village. Doing one of them would be somewhere in the neighborhood of 10 to 12 thousand dollars to the contract value. We received a grant for \$215,000 for the road. The actual bids come in at \$185,000. There is excess grant money available so, that if we were to make a change order and add to the contract, it would still all be paid for through the grant. If the Committee wishes to proceed with this, **Engineer Faiola** will do the necessary design to place the speed humps in the appropriate places and try to get two or three to try to control the speed. He asked for the committee to act on this. He said he will not exceed the grant amount. **Engineer Faiola** said the petition included every resident on Georgetown Road except one who was contacted. They indicated by voice that they were in favor of doing so.

Deputy Mayor Higgins confirmed that it is a safety issue and we have money available.

Deputy Mayor Higgins made a motion to amend the agenda. Motion second by **Committeeman Gable** and carried.

In referred to the bids for the Millennium Building, a motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Gable** to reject the CDGB grants bids and authorize the engineer to re-advertise. **Engineer Faiola** said that, during the pre-construction meeting, this will be discussed with the contractor after asking them in advance to come prepared with prices. The motion was second by **Committeeman Gable** and carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, GABLE CLARK, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

A motion was offered by **Committeewoman DiGiuseppe** and second by **Committeeman Clark** to approve construction of the speed bumps with the stipulation that it is a safety issue and it will not exceed the grant amount. Motion carried on a Roll Call Vote, recorded as follows:

AYE: DIGIUSEPPE, CLARK, GABLE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

Mayor Puglia opened this portion of the meeting to the committee and to the public. With no comments, this portion was closed. A motion was offered by **Committeeman Gable** and second by **Committeeman Clark** to accept the Engineer's Report.

At this point, Ken Hersch, 13 Legends Lane wished to comment to the Engineer. He said for 6 years, the Legends have been a kid of blight on the community and residents. The original Tindall Builders are now Blue Sky who won't spend any money. He feels they have not been telling the residents the truth. Currently they have 7 lots they can and should build on. However, they want the 19 existing homeowners to ask the Committee for a waiver so they can have 19 lots which they will sell to other builders. The residents don't feel it is a reasonable option and want to form an association. They will put in a park and their own trees with no expense to the Township. Mr. Hersch said the builder has claimed that he applied for permits for another house but no permit has been filed. In his opinion, Mr. Hersch commented that it is probably not feasible financial to build on 7 lots as they can't make back over a million they have lost in bankruptcy. **Attorney Magee** explained the cluster ordinance and the approval which was granted as well as the resolution of approval. He further explained what the developer would have to do to change anything or remove a condition imposed by the Planning Board. The developer would have to go back to the Planning Board for an amended preliminary approval to remove any conditions and then get a final approval. The additional 12 lots could not be approved without the developer acquiring more open space to comply with the cluster ordinance. The Township Committee does not issue any waivers relative to any Planning or Zoning Board conditions. In summary, **Mr. Magee** explained two things would have to happen if any changes were made in the original approval. Those in the association would have to agree to amend the public offering statement and the Planning Board would have to amend the approval to remove any conditions.

Mr. Hersch asked the Township for three things. He said they want to form their own association and take charge of their land as the developer had not mowed for 9 months until about two weeks ago. It is an embarrassment to the people who live there. Mr. Hirsch asked for snow removal. In addition, if they do the playgrounds and other areas, how do they apply for permits for walkways through the center area. They will improve the entrance way. **Attorney Magee** questioned whether they have an attorney and explained there is a specific procedure that has to be followed from a legal perspective to amend the public offering statement to allow them to do things he is talking about. This is not permission they would need from the municipality. Once the residents are in control of the association, they can then file applications with the appropriate department to proceed with their project. The Committee can do nothing with regard to homeowner's documents.

Mr. Hersch asked that, with their association, does that mean they will have maintenance such as plowing. **Attorney Magee** said that, once they pay taxes, they are

entitled to services like anyone else. Mr. Hersch also asked about school buses and whether they would come into the neighborhood. He was told this is up to the school. Mr. Hersch said they would like trees as well as the road being paved.

Attorney Magee explained two different forms of bonds. **Deputy Mayor Higgins** advised Mr. Hersch that, just because they spend money doesn't mean they can ask the Township for reimbursement. **Attorney Magee** further explained that, if the improvements are not done properly, the bond can be called. We have threatened the developer before in dealing with a missing strip of sidewalk and they took care of the sidewalk. **Engineer Faiola** said the only reason we have not called the bond to finish the top paving and other amendments was because there were still 7 lots left to be constructed. Typically you don't want to top pave until all construction activity is done. It has been a long time and we are entitled to call the bond and go through the process to call the bond and finish the public improvements. **Attorney Magee** suggested that **Engineer Faiola** get together with Mr. Hersch to see what is in need to be done. The developer will be put on notice that he has to complete it within a certain period of time and, at the same time, put the bonding company on notice. The cost to finish the improvements will be paid for by the bonding company. **Mayor Puglia** felt it was time to finish the road. **Engineer Faiola** is to review this with **Attorney Magee** for the next meeting.

Engineer Faiola further explained that, if the cluster were changed leading to a change in density to one acre lots, with the current state regulations in regard to septic systems, they may not work. It usually takes more than one acre to make it work. What the developer is saying to the residents about a waiver for twelve lots just doesn't happen.

Mr. Hersch said they hired lawyers and they signed an agreement that they would build a minimum square footage on the 7 lots and, after all this, the lawyer said they could fight them in court but they won't win as the developer can build whatever they want. Mr. Hersch spoke of commonality zoning of area in other municipalities where homes must be common to those already built. **Engineer Faiola** felt the developer would have to spend a lot of money with no guarantees that it would work and it is extremely unlikely that they will be in the position to do what they say they could do. He wouldn't advise the committee to pass an ordinance at this point.

A motion was offered by **Committeeman Gable** and second by **Committeewoman DiGiuseppe** to accept the Engineer's Report. Motion carried.

ORDINANCE

ORDINANCE NO. 2012-6

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR REFURBISHING AND REMOUNTING OF AN EMERGENCY MEDICAL VEHICLE IN AND FOR THE TOWNSHIP, APPROPRIATING \$85,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$80,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE SAME.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, IN THE COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Mansfield, in the County of Burlington, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$85,000, including the sum of \$4,250 as the down payment for the improvement and purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$80,750, pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is the remounting and refurbishing (generally consisting of removal of a modular

body from an existing chassis, performance of body work as required to allow for re-use, repainting of the module body and mounting it onto a new chassis to extend the useful life of the modular body) for an Emergency Medical Vehicle owned by the Township.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes authorized herein is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not current expenses. It is an improvement or purpose the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$80,750, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The Township reasonably expects to commence the acquisition of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 1 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. The Township Committee hereby covenants on behalf of the Township to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated hereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required hereunder.

Section 10. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law

Mayor Puglia opened the public hearing.

Myra Dickert, 8 Allister Lane said this was a referendum on the ballot last year for \$90,000 and it was turned down. If it was turned down by the voters, obviously they

didn't want it. She asked why it is being brought up again. Is the need that great? She asked how many vehicles we have now in service.

CFO Monzo said the referendum question was to provide an additional amount of operational funding for the squad on an on-going annual basis. This was defeated. **Deputy Mayor Higgins** added that it also said it would increase our tax rate to do this. **CFO Monzo** further explained that, this year, the issue came up with the ambulance. It is a capital item. The Township, because of the association with the squad by owning the building and buying the equipment, when the squad needs physical equipment of this nature, they approach the Township so the Township will appropriate our bonds and notes to back up the purchase.

Mr. Archer came forward. Mrs. Dickert questioned the number of ambulances we have now and whether they are all based at the EMT complex. Will this vehicle be there as well. Lastly, was there any grant money available for the refurbishing.

Mr. Archer said there are four vehicles, 2 of which are based at 41 Fieldcrest Drive and two are based in Wrightstown. The two ambulances at 41 Fieldcrest Drive are 2008. The two in Wrightstown are the year 2000, about 13 years old with in excess of 100,000 miles on each one. In order to update them as opposed to purchasing a new vehicle at a cost of approximately \$220,000, they are looking to remount one which means to take the vehicle off and put it on a new chassis at approximately \$79,000. That vehicle will still be based in Wrightstown which serves her community since it is the quickest response to that area. The other one is a spare unit that gets used once a week at NADE which is under contract, thus providing revenue to operate. Wrightstown pays us to use the ambulances and we supply them with service. The ambulance is available to Mansfield Township during the operation hours. All the vehicles can't be stored on Fieldcrest Drive. Previously Mrs. Dickert had appeared at the meeting requesting an ambulance in her area although not in her community. The best thing that could be done was to sign a contract with Wrightstown. Mrs. Dickert asked if there was any grant money. Mr. Archer said that he was not aware of a grant for do refurbishing. Mrs. Dickert asked that, without refurbishing, are they operational. Mr. Archer responded said they are spending almost as much money as the ambulance is worth in maintaining it. She stated that the two older ones are in Wrightstown and the two newer ones are in Columbus and wouldn't it be feasible to do one and one to which Mr. Archer said no because the two ambulances here are used daily and sometimes, we use all four at one time. Without the ambulances being located where they are, the response time in answering calls would be greatly reduced and taking one out of service would also reduce the amount of income that we make on those vehicles to help offset the operation for Mansfield Township.

With no more comments or questions, the public hearing was closed.

Committeewoman DiGiuseppe said we need the ambulance. The contract we are talking about is a resolution dated from 2004. She feels the township has slighted Mr. Archer and the ambulance squad with not updating this contract so we would have the entire document fulfilled and clearly tell everyone what he is and/or is not entitled to. She strongly stated, that, moving forward, the contract is executed. That way everyone knows what the squad is going to be given each year so there are no questions when they come up for emergency appropriations. **CFO Monzo** said we need to draw up a contract with all the conditions as all we have now is the resolution. Hopefully it will be on the July meeting agenda.

Mrs. Dickert felt the Ambulance Squad is doing a great job and they should have whatever it is that they need. She doesn't want them to think she is objecting to it.

Marion Tallon said the Ambulance Squad has saved her life two times and picked her up in a terrible state several other times. Personally, she doesn't know what she would do without the service we have and she encourages approval of the Ordinance.

Deputy Mayor Higgins said that, last year, he had the privilege to attend the annual convention for emergency services and this squad won best in the state.

A motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Gable** to adopt Ordinance 2012-6. Motion carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, GABLE, CLARK, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

ORDINANCE 2012-7

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AUTHORIZING AN EMERGENCY APPROPRIATION FOR THE PURPOSE OF UPDATING AND MAKING CURRENT THE REVALUATION OF REAL PROPERTY WITHIN THE TOWNSHIP

WHEREAS, in accordance with the order of the Burlington County Board of Taxation has indicated to the Township Committee that the current ratio of assessed value of true value for real property within the Township of Mansfield is above the acceptable level; and

WHEREAS, the Township Tax Assessor has submitted a proposal to the Township Committee to prepare a program of re-assessment of all real property within the Township and to update and make current the previous re-assessment program which was undertaken in or about 2007; and

WHEREAS, the Township Committee has considered that a “re-assessment” accomplishes the purposes sought to be achieved by the Burlington County Board of Taxation Order, and will bring current the values of properties in the Township, thereby improving the Township’s ratio of “true assessed value”; and

WHEREAS, the reassessment proposed by the Township’s Assessor implements the bulk of the criteria for a revaluation set forth in N.J.A.C 18:12A-1.14; and

WHEREAS, the Township Committee has been informed that the cost of this re-assessment will be \$ 270,000 and wishes to fund same through special emergency appropriation under N.J.S.A 40A:4-53;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey as follows:

ARTICLE I. Special Emergency Appropriation Authorized.

- A. Pursuant to the provisions of N.J.S.A. 40A:4-53(b), there is hereby appropriated the sum of \$ 270,000, to pay for the preparation and execution of a complete program to update and make current the previous reassessment program undertaken by the Township of Mansfield in 2007; and the sum, the amount of \$ 270,000 shall be appropriated for the year 2012;
- B. The authorization to finance the appropriation shall be provided for in each succeeding annual budget by inclusion of at least one fifth of the amount authorized under this Ordinance.

ARTICLE II. Effective Date.

- A. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.
- B. A copy of this Order shall be filed with the Director of the Division of Local Government Services within the Department of Community Affairs of the State of New Jersey.

A motion was offered by **Deputy Mayor Higgins** and second by **Committeewoman DiGiuseppe** to introduce Ordinance 2012-7 on first reading and to hole the public hearing on July 25, 2012. Motion carried on a Roll Call Vote recorded as follows:

AYE: HIGGINS, GABLE, CLARK, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

Deputy Mayor Higgins made a motion to amend the agenda. This motion was second by **Committeeman Gable** and carried.

Deputy Mayor Higgins made a motion to accept the settlement agreement and release by and between Hovnanian at Mansfield LLC and the Township of Mansfield. Motion second by **Committeeman Gable** and carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, GABLE, CLARK, PUGLIA
NAY: NONE ABSTAIN: DIGIUSEPPE ABSENT: NONE

Deputy Mayor Higgins made a motion to terminate the employment of Charley Albertson. Motion second by **Committeeman Clark** and passed on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, CLARK, GABLE, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTIONS

RESOLUTION 2012-6-2

RESOLUTION AMENDING THE PERSONNEL POLICY AND PROCEDURES MANUAL WHICH WAS EFFECTIVE AS OF APRIL 2, 2012 FOR MANSFIELD TOWNSHIP EMPLOYEES

WHEREAS, the Township Committee has reexamined the personnel policies and procedures manual which was effective as of April 2, 2012; and

WHEREAS, the Township Committee has determined it is in the best interest of the Township and its Employees that certain revisions be made; and

WHEREAS, the following are the revisions which are retroactive to the effective date of said policy and procedures manual of April 2, 2012.

CHANGE FROM:

Page 6 – This employee handbook supersedes and replaces all prior or existing handbooks, Manuals, written policies, resolutions, oral policies or practices in effect or Statements made, prior to the effective date printed on the cover of this Employee handbook

CHANGE TO:

Page 6- This employee handbook supersedes and replaces all prior or existing Handbooks, Manuals, written policies, resolutions, oral policies or practices in effect or statements made, prior to the effective date printed on the cover of this employee handbook. This handbook is not intended to replace the managerial prerogative afforded department heads, including policies and/or practices promulgated by said department heads.

-and-

CHANGE FROM:

Page 29,
Ph. 3-

If you are eligible for paid holidays, you must also work both the last scheduled work day immediately before the holiday and the first scheduled day immediately after the holiday unless vacation or personal time or scheduled sick time was approved thirty (30) days prior to said holiday. The request for leave will also be granted or not, based on the above seniority/first come first serve basis.

CHANGE TO:

Page 29,
Ph. 3-

If you are eligible for paid holidays, you must also work both the last scheduled work day immediately before the holiday and the first scheduled day immediately after the holiday unless vacation or personal time or scheduled sick time was approved thirty (30) days prior to said holiday, unless otherwise approved by the department head. The request for leave will also be granted or not, based on the above seniority/first come first serve basis.

-and-

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Ph 1 - Statutory reference is hereby corrected from NJAC 5:23-4.4 to NJAC 5:23-4.5(j)

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, that the Personnel Policy and Procedures Manual is hereby amended as so noted above retroactive to the effective date of April 2, 2012.

A motion was offered by **Committeeman Clark** and second by **Committeewoman DiGiuseppe** to adopt Resolution 2012-6-2. Motion carried on a Roll Call Vote, recorded as follows:

AYE: CLARK, DIGIUSEPPE, GABLE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-3

MANSFIELD TOWNSHIP FINAL APPROVAL OF FARMLAND APPLICATION

WHEREAS, the Township of Mansfield is committed to preserving, to the extent possible, farmland within the Township for the benefit of the citizens of the Township of Mansfield as well as for the County of Burlington and for the State of New Jersey; and

WHEREAS, the Burlington County Agriculture Development Board is proceeding with the preservation of the following farm: DiTullio Farm Block 6.01, Lot 6.01, Block 8, Lot 9 through the Farmland Preservation Easement Purchase Program; and

WHEREAS, at this time, the Township of Mansfield cannot commit in our budget to providing the 15% municipal cost share on any application for Farmland Preservation; and

WHEREAS, Mansfield Township was verbally advised by Brian Wilson, Acting Coordinator, Farmland Preservation Program, Department of Resource Conservation for Burlington County, that they were granted and awarded non-matching federal funding making it possible to provide the municipality's 15% cost share;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey that it is in the best interest of the citizens of the Township of Mansfield to grant final approval on the County's acquisition of development easements for the above farm through the Burlington County Farmland Preservation Easement Purchase Program, subject to the non-matching federal funding grant providing the municipality's 15% cost share.

Committeewoman DiGiuseppe asked if we had been assured of the money from the county. **Clerk Semus** said yes, we had a verbal from Brian Wilson who is the head of the Economic Development Division at the County.

A motion was offered by **Committeeman Gable** and second by **Committeeman Clark** to adopt Resolution 2012-6-3. Motion carried on a Roll Call Vote, recorded as follows:

AYE: GABLE, CLARK, DIGIUSEPPE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6- 4

RESOLUTION AUTHORIZING THE AWARD

OF CONTRACT FOR PROFESSIONAL SERVICES FOR SPECIAL COUNSEL

WHEREAS, there currently exists a need by the Township of Mansfield for Special Counsel to provide services as in labor and employment matters. including but not limited to, the pending matter of Philip Titzell vs. Mansfield Township; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1, et. seq.) requires that a resolution authorizing the award of contracts for "Professional Services" without competitive bids and contracts must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contracts; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey that:

The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract with Apruzzese, McDermott, Mastro & Murphy to represent Mansfield Township in labor and employment matters, including, but not limited to, the pending matter of Philip Titzell vs. Mansfield Township; and Frederic Danser, from the firm of Apruzzese, McDermott, Mastro & Murphy will be named as the principal representing Mansfield Township; and

1. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because it is a recognized profession under the laws of the State of New Jersey, and therefore, not possible to obtain competitive bids.
2. The amount of the contract for the services is hereby as follows:
\$165.00 per hour for services rendered. Said funds are available in the respective appropriations, contributions or escrow accounts maintained by the Township of Mansfield.
3. Notice of said action shall be published in the Burlington County Times as required by law.

A motion was offered by **Committeeman Gable** and second by **Committeeman Clark** to adopt Resolution 2012-6-4. Motion carried on a Roll Call Vote, recorded as follows:

AYE: GABLE, CLARK, DIGIUSEPPE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6- 5

A RESOLUTION AMENDING THE WORK HOURS FROM 20 HOURS PER WEEK OF PART-TIME SERVICE TO 24 HOURS PER WEEK OF PART-TIME SERVICE, WITHOUT BENEFITS FOR EMPLOYEE ANNE SHIVERS

WHEREAS, the Mansfield Township recognizes the need to increase the hours of part-time employee, Anne Shivers, within the Township Clerk's Office from 20 hours per week of part-time services to 24 hours per week of part-time services to efficiently and economically cover the needs of the Township; and

WHEREAS, Anne Shivers is willing to accept the additional 4 hours per week.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey at their regular meeting held on June 27, 2012 at the Municipal Complex at 7:30 PM that Anne Shivers employment status is hereby changed from 20 hours per week of part-time services to 24 hours a week of part-time services, with no benefits, and at the same current hourly rate of pay effective June 4, 2012.

A motion was offered by **Committeewoman DiGiuseppe** and second by **Committeeman Clark** to adopt Resolution 2012-6-5. Motion carried on a Roll Call Vote, recorded as follows:

AYE: DIGIUSEPPE, CLARK, GABLE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-6

RESOLUTION APPOINTING FULL TIME PERMANENT SANITATION EMPLOYEE GERMI CLAY

WHEREAS, there currently exists the need to replace Eugene Johnson who has gone out on permanent disability which was effective July 17, 2011; and

WHEREAS, Germi Clay was hired on January 26, 2011 to replace Eugene Johnson during his period of disability; and

WHEREAS, Germi Clay has complied with all requirements as a sanitation worker and has been filling the position in Mr. Johnson's absence; and

WHEREAS, the Township Superintendent and Working Supervisor has indicated that Mr. Clay has shown exceptional work ethics, meets the requirements of the Mansfield Township job description for the position and is now a certified CDL driver.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey, does hereby appoint Germi Clay to full-time, permanent status as a Mansfield Township sanitation employee, at an hourly rate of \$13.77, effective March 27, 2012, with all benefits associated with said full-time, permanent position.

A motion was offered by **Committeeman Clark** and second by **Committeeman Gable** to adopt Resolution 2012-6-6. Motion carried on a Roll Call Vote, recorded as follows:

AYE: CLARK, GABLE, DIGIUSEPPE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-7

REFUND OF DUPLICATE PAYMENT

WHEREAS, a payment was made on the property listed below by the title company, and **WHEREAS**, a duplicate payment was made by Wells Fargo Real Estate Tax Service, and the homeowner is due a refund;

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey at their regular meeting held on June 27, 2012, hereby authorizes the refund of \$1,922.59 to:

Block	Lot	Property Owner	Address	Amount
10.01	35	Carlos & Carlita Jarvis	39 Lincoln Drive	\$1,922.59

A motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Gable** to adopt Resolution 2012-6-7. Motion carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, GABLE, CLARK, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-8

REFUND OF TAX OVERPAYMENTS

WHEREAS, Property Taxes were overpaid on the properties listed below; and **WHEREAS**, this overpayment was due to a payment by Corelogic Real Estate Tax Service Corporation, and they are requesting a refund;

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey at their regular meeting held on June 27, 2012 hereby authorizes the refunding of the following to **Corelogic Real Estate Tax Service** by the Tax Collector.

Block	Lot	Property Owner	Amount
10.10	25	Aaron & Tricia Weiss	\$1,825.86
28	19	Kimberly Walder	\$1,030.42
33.01	2.01	Richard & Josephine Perry	\$1,605.45
42.30	42	Irene Greenidge	\$2,908.19

A motion was offered by **Committeewoman DiGiuseppe** and second by **Committeeman Clark** to adopt Resolution 2012-6-8. Motion carried on a Roll Call Vote, recorded as follows:

AYE: DIGIUSEPPE, CLARK, GABLE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-9

AMENDMENT TO RESOLUTION 2012-1-4, APPOINTMENT OF MUNICIPAL POSITIONS/BOARDS/EMPLOYEES

BE IT HEREBY RESOLVED that the following group were inadvertently omitted from Resolution 2012-1-4 and shall be appointed/recognized as volunteer members associated with Mansfield Township, effective January 3, 2011, to the office listed below.

DOMESTIC VIOLENCE RESPONSE TEAM

A current list of active members will be maintained in the Municipal Clerk's Office and provided on a monthly basis, should said membership roster change, by the Mansfield Township Police Department's DVRT Representative.

A motion was offered by **Committeeman Clark** and second by **Committeewoman DiGiuseppe** to adopt Resolution 2012-6-9. Motion carried on a Roll Call Vote, recorded as follows:

AYE: CLARK, DIGIUSEPPE, GABLE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-10

**C REED'S INC. T/A C REED'S PLACE
2012-2013 LIQUOR LICENSE RENEWAL**

WHEREAS, C. Reed's Inc. T/A C. Reed's Place, Plenary Retail Consumption License #0318-33-003-002 located at 5234 Route 130, PO Box 92, Columbus, NJ 08022 has applied to the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey for renewal of said license to permit the sale of alcoholic beverages at their establishment; and,

WHEREAS, said application for the 2012-2013 Licensing Year has been received with required fees submitted as prescribed by Ordinance in the amount of \$630.00 to Mansfield Township and \$200.00 to the State of New Jersey Division of Alcoholic Beverage Control; and,

WHEREAS, a Tax Clearance Certificate has been received from the Division of Taxation indicating that C Reed's Inc., T/A C. Reed's Place, is in compliance with Chapter 161, Laws of NJ 1955; and,

WHEREAS, a satisfactory report has been received by the Mansfield Township Chief of Police and the Mansfield Township Fire Official, and no other written or verbal complaints have been received by the Township Clerk;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey that the Plenary Retail Consumption License #0318-33-003-002 in the name of C. Reed's Inc. T/A "C. Reed's Inc." be renewed for the 2012-2013 Licensing Year.

A motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Clark** to approve Resolution 2012-6-10. Motion carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, CLARK, GABLE, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-11

**CABOBE, INC: T/A "CORNER HOUSE"
2011-2012 LIQUOR LICENSE RENEWAL**

WHEREAS, Cabobe, Inc., T/A "Corner House" Plenary Retail Consumption License #0318-33-001-003 located at 24549 East Main Street, Columbus, NJ 08022 has applied to the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey for renewal of said license to permit the sale of alcoholic beverages at their establishment; and,

WHEREAS, said application for the 2012-2012 Licensing Year has been received with required fees submitted as prescribed by Ordinance in the amount of \$630.00 to Mansfield Township and \$200.00 to the State of New Jersey Division of Alcoholic Beverage Control; and,

WHEREAS, a Tax Clearance Certificate has been received from the Division of Taxation indicating that Cabobe, Inc., T/A "Corner House" is in compliance with Chapter 161, Laws of NJ 1955; and,

WHEREAS, a satisfactory report has been received by the Mansfield Township Chief of Police and the Mansfield Township Fire Official, and no other written or verbal complaints have been received by the Township Clerk;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey that the Plenary Retail Consumption License #0318-33-001-003 in the name of Cabobe, Inc., T/A "Corner House" be renewed for the 2012-2013 Licensing Year.

A motion was offered by **Committeeman Gable** and second by **Committeeman Clark** to adopt Resolution 2012-6-11.. Motion carried on a Roll Call Vote, recorded as follows:

AYE: GABLE, CLARK, DIGIUSEPPE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-06-12
RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY

WHEREAS, the Township Committee has found that certain motor vehicles and are no longer needed for public use by the township, and

WHEREAS, the Township Committee believes that it would be advantageous to dispose of its surplus property, and

WHEREAS, N.J.S.A. 40A:12-13 and 40A:12-13.1 permit the Township to dispose of surplus property no longer needed for public use by auction and to authorize such action by Resolution of the municipality;

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

1. The following motor vehicles are hereby declared to be surplus property and no longer needed for public use:
2002 Ford Crown Victoria VIN# 2FAFP71W92X144433
2002 Ford Explorer VIN# 1FMZU72EX2UB55952
2. The Chief Of Police and Township Clerk are directed to arrange for the public auction of the vehicles listed above

The Township Clerk shall assure that proper public notice of the auction is made, as required by law.

A motion was offered by **Committeewoman DiGiuseppe** and second by **Deputy Mayor Higgins** to approve Resolution 2012-06-12. Motion carried on a Roll Call Vote, Recorded as follows:

AYE: DIGIUSEPPE, HIGGINS, CLARK, GABLE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-13
GRANT AGREEMENT
BETWEEN
MANSFIELD TOWNSHIP
(Name of Grantee)

AND
THE STATE OF NEW JERSEY
BY AND FOR

THE DEPARTMENT OF ENVIRONMENTAL PROTECTION
GRANT IDENTIFIER: PF112-121
GOVERNING BODY RESOLUTION

The governing body of Mansfield Township desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$1,112,114.000 to fund the following project: No Net Loss Grant.

Therefore, the governing body resolves that Arthur R. Puglia or the successor to the office of Mayor is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$112,114.00 and not more than \$1,112,114.00 , and (c) to execute any amendments thereto any amendments thereto which do not increase the Grantee's obligations.

The Mansfield Township authorizes and hereby agrees to match 0% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 0% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.
Introduced and passed June 27, 2012

Attorney Magee explained that we applied for a grant with the DEP for reforestation under the No Net Loss NJ State Statute. The grant we are eligible for is \$1, 112, 114.00. This is the first of three. A deal was made with the Turnpike Authority for \$18,000,000.00 for 6 municipalities to share. Our share is \$1.1 million plus for the next three years assuming we get the grant. We will dress our parks up and there has been talk of a Chestnut orchard.

A motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Gable** to adopt Resolution 2012-6-13. Motion carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, GABLE, CLARK, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-6-14
RESOLUTION REQUESTING REVIEW AND APPROVAL OF THE JUNE 2012
ADDENDUM TO THE AFFORDABLE HOUSING TRUST FUND SPENDING PLAN OF THE
ADOPTED HOUSING ELEMENT AND FIAR SHARE PLAN OF THE TOWNSHIP OF
MANSFIELD

WHEREAS, the Planning Board of Mansfield Township, Burlington County, State of New Jersey, adopted the Housing Element of the Master Plan and Fair Share Plan on January 22, 2001, pursuant to N.J.S.A. 40:55D-28; and

WHEREAS, a true copy of the resolution of the Planning Board adopting the Housing Element and Fair Share Plan was previously submitted to the Committee on Affordable Housing (COAH) pursuant to N.J.A.C. 5:95-2.2(a)2; and

WHEREAS, the Township had not yet received substantive certification from COAH when portions of the initial Third Round rules were struck down by the New Jersey Superior Court, Appellate Division, on January 25, 2007, necessitating an amendment to the Third Round petition; and

WHEREAS, the Planning Board of Mansfield Township, Burlington County, State of New Jersey, adopted an Amended Housing Element of the Master Plan and Fair Share Plan on December 22, 2008, pursuant to N.J.S.A. 40:55D-28; and

WHEREAS, a true copy of the resolution of the Planning Board adopting the Amended Housing Element and Fair Share Plan was previously submitted to COAH pursuant to N.J.A.C. 5:96-2.2(a)2; and

WHEREAS, the Township had not yet received substantive certification from COAH when, pursuant to the Executive Reorganization Act of 1969, P.L. 1969, c. 203 (N.J.S.A. 52:14C-1 et seq.), the Governor abolished COAH and transferred all functions, powers, and duties to the Commissioner of the Department of Community Affairs (DCA), effective August 29, 2011; and

WHEREAS, COAH's 2008 revised Third Round rules were again challenged and on October 8, 2010, the Appellate Division invalidated COAH's Third Round Growth Share methodology and portions of COAH's regulations, directing COAH to revise its Third Round methodology to something substantially similar to COAH's First and Second Round methodology. The decision also upheld those portions of COAH's Third Round rules which assessed municipal present and prior round need. COAH has not revised its 2008 Third Round methodology and regulations as it received a stay from the New Jersey Supreme Court on January 18, 2011, concerning the Appellate Court's October 2010 decision. As of the date of this resolution, the New Jersey Supreme Court had not yet scheduled a hearing on the challenges to the October 8, 2010 Appellate Division decision; and

WHEREAS, as a result of the Reorganization Plan, No. 001-2011, the review formerly to be conducted by COAH was to be conducted by the DCA, Local Planning Services unit; and

WHEREAS, the New Jersey Superior Court, Appellate Division, struck down the Governor's Reorganization Plan No. 001-2011 on March 8, 2012, indicating that the Governor was without authority to abolish COAH, which effectively reinstated COAH; and

WHEREAS, it is the Township's understanding that the Governor's office has filed an appeal and requested a stay of the March 8, 2012, Appellate Division decision; and

WHEREAS, as a result it remains unclear whether COAH or the DCA is currently exercising the authority to approve Spending Plans or any Addenda submitted thereto; and

WHEREAS, the approved Development Fee ordinance establishes an Affordable Housing Trust Fund that includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, and proceeds from the sale of affordable units; and

WHEREAS, N.J.A.C. 5:97-8.1(d) requires a municipality with an Affordable Housing Trust Fund to receive approval of a Spending Plan from COAH and/or the DCA prior to spending any of the funds in its housing trust fund; and

WHEREAS, N.J.A.C. 5:97-8.10 requires a Spending Plan to include the following:

1. A projection of revenues anticipated from imposing fees on development, based on pending, approved and anticipated developments and historic development activity;
2. A projection of revenues anticipated from other sources, including payments in lieu of constructing affordable units on sites zoned for affordable housing, funds from the sale of units with extinguished controls, proceeds from the sale of affordable units, rental income, repayments from affordable housing program loans, and interest earned;
3. A description of the administrative mechanism that the municipality will use to collect and distribute revenues;
4. A description of the anticipated use of all affordable housing trust funds pursuant to N.J.A.C. 5:97-8.7, 8.8, and 8.9;
5. A schedule for the expenditure of all affordable housing trust funds, provided that the trust fund balance as of July 17, 2008 is committed for expenditure within four years of that date and that all development fees and any payments in lieu of construction are committed for expenditure within four years from the date of collection;
6. If applicable, a schedule for the creation or rehabilitation of housing units;
7. A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions supporting or sponsoring public sector or non-

- profit construction of housing; and
- 8. The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan; and
- 9. A description of the anticipated use of excess affordable housing trust funds, in the event more funds than anticipated are collected, or projected funds exceed the amount necessary for satisfying the municipal affordable housing obligation.

WHEREAS, as a result of continuing challenges in the local, state and national economy and the uncertainty of the affordable housing landscape in New Jersey, a June, 2012 Spending Plan for Mansfield Township was prepared to satisfy the requirements of P.L. 2008, c. 46 (N.J.S.A. 52:27D-329.2a, et seq.), which requires municipalities to spend or commit to spend Affordable Housing Trust Fund monies that were collected on or prior to July 17, 2008, by July 17, 2012; and

WHEREAS, the Township has complied with every requirement needed for approval of its Spending Plan as proposed through June 2012.

NOW THEREFORE BE IT RESOLVED on this 27th day of June, 2012, by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, that:

- 1. The Township Committee submits this June 12 Affordable Housing Spending Plan of the Adopted Housing Element and Fair Share Plan to COAH and/or the DCA for review and approval.
- 2. The Township Committee hereby requests that COAH and/or the DCA review and approve the June 2012 Addendum to the Affordable Housing Spending Plan of the Adopted Housing Element and Fair Share Plan for the Township of Mansfield.

Attorney Magee said we are doing this to protect our COAH money.

A motion was offered by **Committeewoman DiGiuseppe** and second by **Committeeman Clark** to adopt Resolution 2012-6-14. Motion carried on a Roll Call Vote, recorded as follows:

AYE: DIGIUSEPPE, CLARK, GABLE, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

BILL LIST

Deputy Mayor Higgins questioned why some things for Recreation are charged to the budget and some are charged to recreation trust. **CFO Monzo** says his office makes the determination. **Deputy Mayor Higgins** felt that, if parents are paying fees for their children to participate, that money should be used first before any municipal funds are used. **CFO Monzo** suggested the Committee pass the bill list and he will check to see if they should be charged to the trust fund.

Committeewoman DiGiuseppe asked if the \$19,000 to Urban Partners is on the bill list. She asked why it is being paid as she has no resolution or contract. **Clerk Semus** explained this was in connection with Mr. Hardt and the COAH project. **CFO Monzo** said it was part of a grant and the money is available. A resolution was done to award them the work.

A motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Clark** to pay the bills. Motion carried on a Roll Call Vote, recorded as follows:

AYE: HIGGINS, CLARK, GABLE, DIGIUSEPPE, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

MINUTES: May 23, 2012 and June 6, 2012

A motion was offered by **Committeewoman DiGiuseppe** and second by **Committeeman Gable** to approve the minutes. Motion carried on a Roll Call Vote, recorded as follows:

AYE: DIGIUSEPPE, GABLE, CLARK, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

REPORTS: Clerk, Fire, Tax Collector, Construction, Court, Ambulance, Police and Finance

Clerk Semus said a Special Events Report was distributed. The report indicated that, after donations, only \$75. was taken from their Township budget.

A motion was offered by **Committeeman Gable** and second by **Committeewoman DiGiuseppe** to accept the Reports. Motion carried on a Roll Call Vote, recorded as follows:

AYE: GABLE, DIGIUSEPPE, CLARK, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

DISCUSSION

a. Veteran's Association

- i. Boy's Scout Eagle Badge**
- ii. Sharing Park with Fire and Police**

Committeewoman DiGiuseppe said Laverne Cholewa spoke with the members of the Township Committee asking if an Eagle Scout can build a fire pit to burn the flags. **Committeewoman DiGiuseppe** said she saw no problem with the request but would like to see a plan of what he wants to build. **Committeeman Clark** said he wants to make sure it doesn't turn into a trash receptacle although he did feel it was a good idea and plans are necessary. **Clerk Semus** will notify Mrs. Cholewa about the request for the plans.

Mayor Puglia said they want to share the park with the Police and Fire. This was agreeable to everyone. Mrs. Cholewa will be notified.

- b. Application for the use of Mansfield Township Park Permit:
Hounds Baseball Camp, contact persons Richard Doppler, Columbus Civic Facilities (Indoor Training Facility and baseball field) 8:30 to Noon, schedule to be worked out with Recreation Committee.**

Insurance papers have been provided. The Recreation Department did not have any issues. They are being charged for the use of the building. **Committeeman Gable** said this camp has been run in previous years and it has always been a good camp. Athletes from Mansfield do go to the camp and get a lot out of it. **Committeeman Gable** made a motion to allow this use of the facility. Motion second by **Committeewoman DiGiuseppe** and carried with an abstention from **Committeeman Higgins**.

c. Mansfield/Springfield Area Senior Citizens

A letter had been received from the Mansfield/Springfield Area Senior Citizens asking for financial help again this year. **CFO Monzo** said we give them whatever our budget was for the year. They can only get what is in the budget. **CFO Monzo** said he will take care of this and disperse the funds on whatever the adopted budget is.

d. Flynn's Towing (removed from agenda)

e. Tractor parade coming through Mansfield

Clerk Semus informed the Committee that the tractor parade is coming through town on July 15th. The route is 33 miles long, starting at the Burlington County Fair Grounds at 10am and going through Springfield, New Hanover, Wrightstown, North Hanover, Plumstead, Chesterfield, and Mansfield and back to the fair grounds. The County Fire Police will be working the township's local policing areas.

PUBLIC COMMENT

Rudy O'Sullivan, 4 Seasons, said that, a couple of weeks ago, **Deputy Mayor Higgins** was speaking to the Police Chief about speeding tickets. He is here for a new subject inasmuch as, at the exit of his community on Route 68, you have to make a left turn and, to go toward NADE, you have to make a "u" turn and come back. There are some people who pull straight out, go 100 yards and make a left turn against traffic. He spoke to the Police Department and was wondering if **Deputy Mayor Higgins** could help them out because he feels there should be some police detail coming toward Fort Dix on Route 68. He feels there may be a major accident and would appreciate the police doing something to stop this. In addition, they are not stopping for the stop sign. **Deputy Mayor Higgins** said he has witnessed this also. People do make illegal left turns.

Susan Henry, 28 Oaklynn Drive, said she is here again to address the sewerage issue. After reviewing the bills she requested, she asked if she could have assistance to help her understand what she is reading. **CFO Monzo** said he would meet any time she wants. They decided to meet on Monday at 8:30am.

Judy Harrison, Mansfield Road West, said she was pleasantly surprised to find the bridge finally opened on the Columbus Road. She asked how long it will stay open as that has to be one of the roughest bridges she has ever crossed. **CFO Monzo** felt this was not the final coat. **Mayor Puglia** said we had nothing to do with it.

Marion Tallon, Axe Factory Road referred to the turnpike bridge on Jacksonville Road which leads to many people using Mill Lane to come into town. In doing so, she noticed that her traffic view is impeded on West Main Street as there is a "For Sale" sign at the corner property in addition to a big bush. She had to pull into the lane of on-coming traffic to see. She asked what her consequence would be if she moved the sign and chopped down the bush. **Attorney Magee** said that, if it is in the site triangle, the township can do something. **Engineer Faiola** noted we could trim for the sake of public safety. He suggested contacting Jef Jones who might be able to request their permission and get the job done.

With no more comments, the public hearing was closed.

MAYOR AND COMMITTEE COMMENTS

Committeeman Clark asked Bob Tallon is we could use some of the state trees to line the access road from the Millennium Building to Hedding Road Mr. Tallon felt this would probably be possible and he will add it to the map tomorrow and also inform Matt from the County.

Committeewoman DiGiuseppe thanked all for coming

Committeeman Gable thanked all for coming and wished everyone a nice 4th of July.

Deputy Mayor Higgins thanked all for coming out.

Mayor Puglia wished all a happy and safe 4th of July.

MOTION TO ADJOURN.

A motion was offered by **Deputy Mayor Higgins** and second by **Committeeman Clark** to adjourn. Motion carried.

PREPARED BY:

RESPECTFULLY SUBMITTED BY:

Barbara A. Crammer
Deputy Clerk

Linda Semus, RMC
Municipal Clerk

Approved: July 25, 2012