

**TOWNSHIP OF MANSFIELD  
BURLINGTON COUNTY  
MEETING MINUTES  
October 28, 2015  
Executive Session  
6:00 PM**

The regular meeting of the Mansfield Township Committee was held on the above shown date with the following in attendance: **Mayor Robert J. Higgins, Deputy Mayor Sean Gable, and Committeeman Arthur R. Puglia, Committeeman Robert Semptimphelter, Solicitor Michael H. Magee, Administrator Michael Fitzpatrick, and Municipal Clerk, Linda Semus. Committeewoman Laverne Cholewa** was not in attendance.

**Mayor Higgins** 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 4, 2015. 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 7, 2015.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to go into executive session by adoption of the following resolution. Motion carried.

**RESOLUTION 2015-10-8  
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: pending litigation, on-going contract negotiations and personnel issues.
3. It is anticipated at this time that the above subject matter will be made public when the matter has 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 Robert Higgins, Deputy Mayor Sean Gable, Committeeman, Committeeman Arthur R. Puglia, Committeeman Robert Semptimphelter, CFO Joseph Monzo, Attorney Michael Magee, Administrator Michael Fitzpatrick, Engineer Tim Staszewski, Deputy Clerk Barbara Crammer and Clerk Linda Semus. Committeewoman Laverne Cholewa** was not in attendance.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Gable** come out of executive session. Motion carried.

**Attorney Magee** said the purpose of the executive session was to discuss on-going contract negotiations, pending litigation and personnel.

**ENGINEER'S REPORT:**

**Engineer Staszewski** referred to Resolution 2015-10-17 on the agenda. He said it is the memorialization of a grant application for the DOT for this coming year, the requirement of the process. The discussion had occurred a few meetings ago.

**Engineer Staszewski** said Pulte Homes is doing work on Petticoat Bridge Road with permits for wetlands disturbance which will expire the end of this year although they could be subject to the permit extension act. Pulte is doing the minimum possible to satisfy the permit by filling in the trench adjacent to the roadway although they are supposed to put piping in. However, they have no intent on doing that at this time. **Engineer Staszewski** said he was at the site with **Administrator Fitzpatrick** and **Jef Jones**. Pulte is trying to grade the water away from the

upstream residents. It was uncertain as to whether they have posted bonds which would help if there is an issue there. **Attorney Magee** said there were certain benchmark contributions that has to be made as part of the settlement agreement but was unaware of any bond. **Mayor Higgins** said that, if they change the flow of water, it will become a property maintenance issue. **Engineer Staszewski** was keeping the Committee aware of what was going on. He added more will be known tomorrow after the rain as he is monitoring the situation with assistance from **Jef Jones** and **Administrator Fitzpatrick**.

**Engineer Staszewski** referred to the fire riser and said the fire official requested direct access from the exterior. Changes had to be made to the plans for a doorway to enter into the pump room. Since there are lighting requirements, electrical upgrades are needed. Once complete, they will be submitted to the Code Officer.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to accept the Engineer's Report. Motion carried.

**FINANCE:** CFO Monzo to report on sale of Bond Anticipation Notes

**CFO Monzo** said \$5,083,000 in notes last week. Four bids were submitted. Low bidder was .6% interest which means we will pay \$30,413 interest next year. This was a one year, short term note.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to accept the report of **CFO Monzo**. Motion carried.

**BILL LIST:** Regular and Escrow

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to approve the bill list as submitted. Motion carried on a Roll Call Vote, recorded as follows:

**AYE:** PUGLIA, SEMPTIMPHELTER, GABLE (see below)HIGGINS  
**NAY:** NONE **ABSTAIN:** GABLE (on check #4647 and #4650)  
**ABSENT:** CHOLEWA

## ORDINANCE

### ORDINANCE NO. 2015-12 AN ORDINANCE TO AMEND CHAPTER 33B OF THE CODE OF THE TOWNSHIP OF MANSFIELD ENTITLED "PARKS AND RECREATION AREAS"

**WHEREAS**, the Township Committee of the Township of Mansfield has been approach by the Mansfield Township Recreation Committee concerning certain requested revisions to Chapter 33B of the Mansfield Township Code; and

**WHEREAS**, the revisions suggested by the Recreation Committee involving the sale of goods at municipal facilities by someone other than the Recreation Committee; and

**WHEREAS**, the Recreation Committee is revising their Recreation Permit Application to allow same; and

**WHEREAS**, it is necessary to amend Chapter 33B to be consistent with the Recreation Permit Application; and

**WHEREAS**, the Township Committee of the Township of Mansfield has reviewed the suggested revisions to Chapter 33B recommended by the Recreation Committee; and

**NOW THEREFORE BE IT ORDAINED AND ESTABLISHED**, by the Township of Mansfield in the County of Burlington and State of New Jersey that the following amendment to Chapter 33B shall be established and become enforceable:

#### SECTION 33B-2 UNLAWFUL ACTS

**N.** Expose or offer for sale any article or thing, individually or by use of any stand, cart or vehicle, except by any regularly licensed concessioner acting by and under authority of the rules and regulations promulgated hereafter adopted; **or by an authorized permit for such activity recommended by the Recreation Committee and approved by the Township committee. The Permit shall specify the area of use and the named applicant for each event; and**

**O.** To be highlighted in the revised ordinance: **"Excepting Municipal owned/registered/insured motor vehicles including all-terrain vehicles, golf carts and the like previously approved by the Township Committee to be used in connection with the maintenance and upkeep of the Municipal Parks and the recreation fields located therein. Said motor vehicles, all-terrain vehicles, golf carts and the like shall only be operated by Municipal employees or individuals previously approved by the Township Committee. Any individuals operating any motor vehicle, all-terrain vehicle, golf cart or the like in connection with the maintenance and upkeep of the recreational facilities located in a Municipal Park must complete a safety class covering the operation of said vehicle designated by the Township Committee."**

#### SECTION 33B-3 Park areas for enjoyment of Township residents.

**Eliminate entirely.**

**SECTION 33B-7. Severability.** Should any portion of this Ordinance be declared invalid or

unenforceable by a Court of competent jurisdiction, the remaining portions shall remain valid and of full force and effect.

**SECTION 33B-8. Effective Date.** This Ordinance shall become effective upon adoption, approval by the Commissioner of the Transportation, and publication in accordance with law.

**Mayor Higgins** opened the public hearing. With no comments or questions, the public hearing was closed.

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Gable** to adopt Ordinance 2015-12. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: PUGLIA, GABLE, SEMPTIMHELTER, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**ORDINANCE NO. 2015-13**

**AN ORDINANCE TO AMEND ORDINANCE NO. 2006-2 WHICH ESTABLISHED CERTAIN TRAFFIC REGULATIONS IN AND FOR THE TOWNSHIP OF MANSFIELD BY AMENDING SECTION THREE, DESIGNATING NO PARKING ON CERTAIN STREETS, ADDING WHITE PINE ROAD, INCLUDING THE APPLICATION OF THE PROVISIONS OF SUBTITLE ONE OF TITLE 39 OF THE NEW JERSEY STATUTES .**

**WHEREAS**, the community of Four Seasons within the Township of Mansfield is among one of the newer neighborhoods in the Township; and

**WHEREAS**, the community of Four Seasons Public Offering Statement prohibits overnight parking on certain streets within the community, and

**WHEREAS**, the community has experienced an increase of overnight parking on the streets within the community; and

**WHEREAS**, the original developer of the neighborhood, K. Hovnanian at Mansfield, Inc. has filed a written request with the Township for the application of the provisions of Subtitle One of Title 39 of the Revised Statutes of the State of New Jersey to the semi-public roads, streets, driveways and parking lots in the community to enhance, among other things, the safety of the public; and

**WHEREAS**, the Department of Transportation has conducted a field investigation with regards to this request and has advised the Township of various regulations that can be recommended for approval:

**NOW THEREFORE BE IT ORDAINED AND ESTABLISHED**, by the Township of Mansfield in the County of Burlington and State of New Jersey that the following amendment shall be established and become enforceable:

**SECTION ONE. General Parking Regulations.**

- A. All vehicles must park in designated areas and between the lines provided.
- B. No person shall stop or stand a vehicle upon any of the streets or parts of streets described below, except in areas covered by other parking restrictions.

<b>Name of Street</b>	<b>Sides</b>	<b>Hours</b>	<b>Location</b>
Arlington Avenue	Both	All	As indicated on filed Site Plan
Augusta Drive	Both	All	As indicated on filed Site Plan

C. Vehicles may park on the south side of Arlington Avenue between Birmingham Drive and Elizabeth Lane as indicated on filed Site Plan.

D. Handicapped Parking. All stalls shall be 12 feet wide as shown on the attached site plan and signed with the R7-8 and R7-8P (Reserved Parking Sign and Penalty Plate), In the designated parking areas for persons who been Issued the Handicapped Parking Permit by the Division of Motor Vehicles.

**SECTION TWO. Reserved Parking Regulations.** All vehicles that are granted specialty parking in the reserved parking section, such as police vehicles, ambulances, teachers, etc. must be properly identified. The reserved parking spaces shall only be those shown on the filed site plan attached hereto and on file in the office of the Township Clerk.

**SECTION THREE. Through Streets; Stop and Yield Intersections.**

A. Through Streets. The following streets or parts of streets are hereby designated as Through Streets, Stop Signs shall be installed on the near right side of each street intersecting the Through street except where Yield signs are provided for in the designation.

<u>Name of Street</u>	<u>Limits</u>
Arlington Avenue	Entire Length
Ambrose Drive	Entire Length
Augusta Drive	Entire Length
Barbary Lane	Entire Length
Birmingham Drive	Entire Length
Chamber Lane	Entire Length
Durham Drive	Entire Length
Ellington Drive	Entire Length
Fairmont Drive	Entire Length
Greenbrook Drive	Entire Length

Harrington Drive	Between Ambrose Drive and a point 10 feet South of the southerly curb line of Ellington Drive
Kelly Drive	Entire Length
Lincoln Drive	Between Arlington Avenue and a point 10 feet north of Greenbrook Drive
Road "C"	Between Ambrose Drive north intersect and Ambrose Drive south intersect
White Pine Road	Entire Length

B. **Stop Intersections.** The following described intersections are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein.

<u>Intersection</u>	<u>Stop Sign on</u>
Fitzgerald, Lane and	
Everett Drive	Everett Drive
Road "D" and Lot "A"	Lot "A"
Road "D" and Lot "B"	Lot "B"

**SECTION FOUR. One-Way Streets.** The following described streets or parts of streets are hereby designated as One-Way Streets In the direction indicated.

<u>Name of Street</u>	<u>Direction</u>	<u>Limits</u>
Road "C"	Counter-clockwise	From Ambrose Drive north intersect to Ambrose Drive south intersect

**SECTION FIVE. Speed Limits.**

- A. The speed limit for both directions of traffic in the parking lots shall be 15 M.P.H.  
 B. The speed limit for both directions of travel on the following roadways is:

<u>Name of Roadway</u>	<u>M.P.H.</u>	<u>Limits</u>
Alexander Lane	25	Entire Length
Allistair Lane	25	Entire Length
Andrea Drive	25	Entire Length
Ashford Court	25	Entire Length
Augusta Drive	15	Entire Length
Arlington Avenue	25	Entire Length
Ambrose Drive	25	Entire Length
Barbary Lane	25	Entire Length
Birmingham Drive	25	Entire Length
Chamber Lane	25	Entire Length
Clement Court	25	Entire Length
Coventry Terrace	25	Entire Length
Crammer Court	25	Entire Length
Dickens Drive	25	Entire Length
Durham Drive	25	Entire Length
Elizabeth Lane	25	Entire Length
Ellington Drive	25	Entire Length
Everett Drive	25	Entire Length
Fairmont Drive	25	Entire Length
Fitzgerald Lane	25	Entire Length
Foster Lane	25	Entire Length
Garfield Court	25	Entire Length
Grant Court	25	Entire Length
Greenbrook Drive	25	Entire Length
Harrington Drive	25	Entire Length
Hemmingway Lane	25	Entire Length
Jasper Drive	25	Entire Length
Juniper Drive	25	Entire Length
Kelly Drive	25	Entire Length
Lincoln Drive	25	Entire Length
Newton Court	25	Entire Length
Pheasant Court	25	Entire Length
Road "A"	15	Entire Length
Road "B"	15	Entire Length
Road "C"	15	Entire Length
Road "D"	15	Entire Length
Road "E"	15	Entire Length
Shenandoah Place	25	Entire Length
Taylor Court	25	Entire Length
Vandevere Lane	25	Entire Length

C. Regulatory and warning signs shall be enacted and maintained to effect the above designated speed limits authorized by the Department of Transportation

**SECTION FIVE A. No Overnight Parking.**

Overnight parking shall be prohibited in the Four seasons community on the following streets within the development from 1:00 a.m. to 5:00 a.m.. No on-street parking is permitted when snow is predicted or when roads or snow covered..

Chamber Lane	Entire Length
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Vandevere Lane	Entire Length
Fitzgerald Lane	Entire Length
Crammer Court	Entire Length
Everett Drive	Entire Length
Allister Lane	Entire Length
Barbary Lane	Entire Length
Taylor Court	Entire Length
Garfield Court	Entire Length
Harrington Drive	Entire Length
Newton Court	Entire Length
Ellington Drive	Entire Length
Ambrose Drive	Entire Length
Ashford Court	Entire Length

**SECTION SIX. Tow-Away Zones.** Any vehicle parked or standing as to obstruct or impede a normal flow of traffic or block, entrances or exit ways, loading zones, no parking zones, oil -fills, any grassy area pedestrian walkway, or present in any way a safety or traffic hazard may be removed by towing the vehicle at the owners or operators expense.

**SECTION SEVEN. Authorized Vehicles Only.** The following streets or parts of streets shall be designated as use for authorized vehicles only. No vehicle other than an authorized vehicle shall enter upon the below roadway.

<u>Name of Street</u>	<u>Limits/Location</u>
Road "E	Entire Length as indicated on Site Plan

**SECTION EIGHT. Signs.** All signs shall conform to the current edition of the Manual on Uniform Traffic Control Devices pursuant to N.J.S.A 39:4-198 and N.J.S.A. 39:4-183.27. The developer shall erect all such traffic control devices in accordance with this Ordinance.

**SECTION NINE. Penalties.** Unless another penalty is expressly provided for by statute, every person convicted of a violation of this ordinance or any supplement thereto shall be subject to a penalty of not less than \$35.00 nor more than \$350.00 or imprisonment for a period of not more than fifteen (15) days or both.

**SECTION TEN. Dedication.** In the event of the dedication of any of the roads, streets, or parking lots encompassed by this Ordinance to the Township of Mansfield and the acceptance of such roads, streets, or parking lots by the Township, such roads, streets, and parking lots shall become subject to the provisions of Title 39 of the Revised New Jersey Statutes in the same way and manner as any other public street including the penalty provisions of laws and ordinances applicable to public rights of way, notwithstanding the provisions of Section Nine, above.

**SECTION ELEVEN. Severability.** Should any portion of this Ordinance be declared invalid or unenforceable by a Court of competent jurisdiction, the remaining portions shall remain valid and of full force and effect.

**SECTION TWELVE. Effective Date.** This Ordinance shall become effective upon adoption, approval by the Commissioner of the Transportation, and publication in accordance with law.

**Mayor Higgins** explained that the only change to the above ordinance was the addition of White Pine Road from Route 68 to the Chesterfield border.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to introduce Ordinance 2015-13 and hold the public hearing on November 12, 2015. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: PUGLIA, SEMPTIMPHELTER, GABLE, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION**

**CFO Monzo** said the next three resolutions are identical in nature as they are all either state or federal grants to be utilized by amending the budget. He explained the three grants in the following three resolutions:

**RESOLUTION 2015-10-9**

**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2015 BUDGET PURSUANT TO NJSA 40A:4-87 (Chapter 159, P.L. 1948)**

**WHEREAS**, NJSA 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 thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount.

**SECTION 1**

**NOW, THEREFORE BE IT RESOLVED** on this 28<sup>th</sup> day of October, 2015, that the Township of Mansfield 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 2015 in the sum of \$ 645.76 which item is now available as an additional revenue for the Mansfield Township Bullet Proof Vest Program

**SECTION 2**

**BE IT FURTHER RESOLVED** that a like sum of \$ 645.76 be and the same is hereby appropriated under the caption of:

Section 1 (a)  
Bullet Proof Vest Program \$ 645.76

A motion was offered by Deputy **Mayor Gable** and second by **Committeeman Puglia** to adopt Resolution 2015-10-9. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: GABLE, PUGLIA, SEMPTIMPHTLER, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015-10-10**  
**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2015 BUDGET PURSUANT TO NJSA 40A:4-87 (CHAPTER 159, P.L. 1948)**

**WHEREAS**, NJSA 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 thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount.

**SECTION 1**

**NOW, THEREFORE BE IT RESOLVED** on this 28<sup>th</sup> day of October, 2015, that the Township of Mansfield 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 2015 in the sum of \$ 4,000.00 which item is now available as an additional revenue for the Mansfield Township Click It or Ticket Program

**SECTION 2**

**BE IT FURTHER RESOLVED** that a like sum of \$ 4,000.00 be and the same is hereby appropriated under the caption of:

Section 1 (a)  
Click It or Ticket Program \$ 4,000.00

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to adopt Resolution 2015-10-10. Motion carried

**RESOLUTION 2015-10-11**  
**PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2015 BUDGET PURSUANT NJSA 40a:4-87 (Chapter 159, P.L. 1948)**

**WHEREAS**, N. J. 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 thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount.

**SECTION 1**

**NOW, THEREFORE BE IT RESOLVED** on this 28<sup>th</sup> day of October 2015, that the Township of Mansfield 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 2015 in the sum of \$ 1,594.52 which item is now available as an additional revenue for the Mansfield Township Body Armor Replacement Program

**SECTION 2**

**BE IT FURTHER RESOLVED** that a like sum of \$ 1,594.52 be and the same is hereby appropriated under the caption of:

Section 1 (a)  
Body Armor Replacement Program \$ 1,594.52

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to adopt Resolution 2015-10-11. Motion carried on a Roll Call Vote, recorded as follows:

**AYES: PUGLIA, SEMPTIMPHELTER, GABLE, HIGGINS**  
**NAYS: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**Mayor Higgins** explained that we are not happy with some events happening across the river as they are planning to create some hazardous sites. We are passing resolutions to express our opposition.

**RESOLUTION 2015-10-12**  
**RESOLUTION OF THE TOWNSHIP OF MANSFIELD, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY OPPOSING THE APPLICATION OF ELCON RECYCLING SERVICES, LLC, SUBMITTED TO THE PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR A PROPOSED HAZARDOUS WASTE FACILITY TO BE LOCATED IN FALLS BOROUGH, PENNSYLVANIA**

**WHEREAS**, the Pennsylvania Department of Environmental Protection Agency has received an application from Elcon Recycling Services, LLC, which would allow for the construction of a "thermal oxidizer" facility in Falls Borough, Bucks County, Pennsylvania; and

**WHEREAS**, according to the Clean Air Council, Elcon has applied to receive 596 different kinds of waste, producing 800 tons of hazardous sludge per year and 5,000 tons of hazardous salts; and

**WHEREAS**, given the prevailing winds out of the west, the location of this facility will undoubtedly have a direct impact on the residents of the Township of Mansfield and other surrounding communities; and

**WHEREAS**, it is the duty of the Township Committee of the Township of Mansfield to represent and protect the interests, health and quality of life of the residents of the Township of Mansfield;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, that it does hereby oppose the construction of this facility and further urges the Pennsylvania Department of Environmental Protection Agency to consider the negative impact that the proposed hazardous "thermal oxidizer" facility would have on the residents of Burlington County; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk is hereby directed to forward a certified copy of this resolution to the Pennsylvania Department of Environmental Protection Agency; Burlington County Municipal Clerks; and the Burlington County Board of Chosen Freeholders.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphehler** to adopt Resolution 2015-10-12. Motion carried on a Roll Call Vote, recorded as follows:

**AYES: PUGLIA, SEMPTIMPHELTER, GABLE, HIGGINS**  
**NAYS: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015-10-13**

**RESOLUTION OF THE TOWNSHIP OF MANSFIELD, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY OPPOSING THE APPLICATION OF WASTE MANAGEMENT SUBMITTED TO THE PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR A PROPOSED LANDFILL TO BE LOCATED IN FAIRLESS HILLS, PENNSYLVANIA**

**WHEREAS**, the Pennsylvania Department of Environmental Protection Agency has received an application from Waste Management which would allow for the construction of a solid waste landfill on a part of the old Fairless Steel Site, located in Fairless Hills, Bucks County, Pennsylvania; and

**WHEREAS**, given the prevailing winds out of the west, the location of this facility will undoubtedly have a direct impact on the residents of the Township of Mansfield and other surrounding communities; and

**WHEREAS**, there has been documented evidenced filed by the residents of our neighboring town, Florence Borough, wherein those residents recently won a grass-roots battle against Waste Management with regards to the Tullytown Landfill. The Township of Mansfield's residents' complaints date back to 20 years with the main complaints being the foul odors and seagull issues; and

**WHEREAS**, it is the duty of the Township Committee of the Township of Mansfield to represent and protect the interests, health and quality of life of the residents of the Township of Mansfield;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, that it does hereby oppose the construction of this landfill and further urges the Pennsylvania Department of Environmental Protection Agency to consider the negative impact that the proposed landfill would have on the residents of Burlington County; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk is hereby directed to forward a certified copy of this resolution to Pennsylvania Department of Environmental Protection Agency; Burlington County Municipal Clerks; and the Burlington County Board of Chosen Freeholders.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphehler** to adopt Resolution 2015-10-13. Motion carried on a Roll Call Vote, recorded as follows:

**MOTION: PUGLIA SECOND: SEMPTIMPHTLER**  
**ROLL CALL:**  
**AYES: PUGLIA, SEMPTIMPHELTER, GABLE, HIGGINS**  
**NAYS: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015-10-14**

**RESOLUTION FOR THE REDEMPTION OF TAX LIEN**

**WHEREAS**, at the Mansfield Township Tax Sale held on September 18, 2015, a lien was sold on Block 42.14 Lot 4, also known as 7 Windmill Court for 2014 delinquent taxes; and,

**WHEREAS**, this lien, known as Tax Sale Certificate # 15-00006 was sold to MTAG Cust for Empire VII NJ in the amount of \$4,886.30 and,

**WHEREAS**, Wells Fargo Bank has affected redemption of Certificate #15-00006 on behalf of Muriel Greenhouse % D. Greenhouse.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, authorizes that a check be issued to MTAG Cust for Empire VII, NJ, for the redemption of this lien.

Lien Holder	Lien #	Amount
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MTAG Cust for Empire VII NJ 15-00006 \$11,696.03

**BE IT FURTHER RESOLVED** that the Municipal Clerk is hereby directed to forward a certified copy of this resolution to Pennsylvania Department of Environmental Protection Agency; Burlington County Municipal Clerks; and the Burlington County Board of Chosen Freeholders.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphtler** to adopt Resolution 2015-10-13. Motion carried on a Roll Call Vote, recorded as follows:

**MOTION: PUGLIA SECOND: SEMPTIMPHTLER**  
**AYES: PUGLIA, SEMPTIMPHELTER, GABLE, HIGGINS**  
**NAYS: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015-10-15**

**RESOLUTION TO CANCEL TAXES ON 100% DISABLED VETERAN**

**WHEREAS**, N.J.S.A.54:4-3.30A allows for the exemption from taxation from real and personal property for any citizen and resident of the State who has a total or 100% permanent disability as defined by this statute; and,

**WHEREAS**, the properties listed below are owned by a 100% Disabled Veteran;

**NOW THEREFORE BE IT RESOLVED**, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, hereby memorializes the cancellation of the following **2015** taxes:

Block	Lot	Property Owner	Amount
42.08	124	Elsie Hittelman	\$1,565.73 (Effective 8/19/15)

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Gable** to adopt Resolution 2015-10-15. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: PUGLIA, GABLE, SEMPTIMPHELTER, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015-10-16**

**A MEMORIALIZING RESOLUTION AUTHORIZING THE APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY2016 NJDOT TRUST FUND (LOCAL AID): RECONSTRUCTION OF MANSFIELD ROAD EAST PROJECT.**

**WHEREAS**, the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey had considered the recommendation of Remington and Vernick Engineers to reconstruct Mansfield Road East; and

**WHEREAS**, upon roll-call vote on September 9, 2015 of the Township Committee, it was unanimously carried to apply for a grant to reconstruct Mansfield Road East in the Township of Mansfield, County of Burlington, State of New Jersey; and

**WHEREAS**, the limits of the project are along Mansfield Road East between Wayne Drive and North Island Road, and

**WHEREAS**, the Township of Mansfield desires to apply for and obtain a grant from the New Jersey Department of Transportation for approximately \$1,066,577.00 to reconstruct Mansfield Road East.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Mansfield, formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit a grant application identified as Reconstruction of Mansfield Road East in Mansfield Township for Local Aid to the New Jersey Department of Transportation on behalf of Township of Mansfield.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Township of Mansfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

A motion was offered by **Deputy Mayor Gable** and second by **Committeeman Puglia** to adopt Resolution 2015-10-16. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: GABLE, PUGLIA, SEMPTIMPHELTER, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015-10-17**

**RESOLUTION ACCEPTING THE QUOTE FROM PREMIER SECURITY FOR THE NEW POLICE FACILITY TO PROVIDE DATA AND CCTV WIRING SERVICES FOR MANSFIELD TOWNSHIP**

**WHEREAS**, the Township has solicited quotes for providing for the new Police Facility with Data and CCTV wiring services for Mansfield Township; and

**WHEREAS**, on October 20, 2015 proposals were received and reviewed, with the lowest qualified and responsible quote being that of Premier Security., in the amount not to exceed of \$36,470.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in that amount; and

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

1. The Township Committee hereby awards a Contract to Premier Security for the new Police Facility to provide Data and CCTV wiring services, including the necessary interior and exterior CCTV coverage, as well as audio recording in specific areas where needed at the Mansfield Township Municipal Complex, in Mansfield Township, according to the attached proposal in the amount of \$36,470.00.00.; and
2. This award is made available through the following account:04-215-20-121-810  
The Mayor and Township Clerk, as necessary, are hereby authorized to execute a Contract and any related documents necessary to effectuate this award in a form substantially the same as that included in the specifications.

**Deputy Mayor Gable** explained that the above resolution is for additional work to be done on the police department renovations for their monitoring system for proper security system needed for that facility.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to adopt Resolution 2015-10-17. Motion carried.

**RESOLUTION 2015-10-18**

**RESOLUTION AUTHORIZING A SITE SPECIFIC AMENDMENT TO MANSFIELD TOWNSHIP'S WASTEWATER MANAGEMENT PLAN THAT WOULD TRANSFER AN AREA DESIGNATED AS FUTURE WASTEWATER SERVICE AREA TO THE BURLINGTON CITY SERVICE AREA FOR THE DEPARTMENT OF RESOURCE CONSERVATION**

**WHEREAS**, the Township Committee of the Township of Mansfield desires to assist with the orderly development of wastewater facilities within Burlington County and Mansfield Township; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and service areas be in conformance with an approved Water Quality Management Plan; and

**WHEREAS**, NJDEP previously adopted the Mansfield Township Wastewater Management Plan (WWMP) into the approved Water Quality Management Plan; and

**WHEREAS**, an applicant, Avis Realty and Re-Development, has proposed a site specific amendment to the Mansfield Township WWMP that will transfer a future wastewater service area designated as the "Margolis Warehouse Service Area" and consisting of Block 47.01, Lots 3.02, 9.01, 9.02, 11 and 12 to the "Burlington City Sewer Service Area" for connection to the Burlington City wastewater treatment plant; and

**WHEREAS**, the proposed amendment is for a transfer of designated treatment facility only and no additional future wastewater service area is proposed; and

**WHEREAS**, NJDEP retains all authority to assure conformance of the proposed treatment facilities to the applicable regulations; and

**WHEREAS**, the applicant must make provision to publish notice of the proposed amendment to the Tri-County Water Quality Management Plan in the New Jersey Register; now, therefore, be it

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Mansfield hereby consents to the amendment entitled "Transfer of the Margolis Warehouse Sewer Service Area to the Burlington City Sewer Service Area." This consent shall be submitted to NJDEP in accordance with N.J.A.C. 7:15-3.4.

**Mayor Higgins** explained that we have a commercial property on the Florence Road. Initially they had permission to have a waste water treatment facility on site. Realizing the needs are more than can be handled there, they worked out an agreement with Burlington City who is willing to accept their waste water. This creates the need for us to adopt a Resolution agreeing on this concept.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to adopt Resolution 2015-10-18. Motion carried.

**RESOLUTION 2015 -10- 19**

**RESOLUTION MEMORIALIZING THE AWARDED OF A PROFESSIONAL SERVICE CONTRACT TO REMINGTON AND VERNICK ENGINEERS, 232 KING'S HIGHWAY EAST, HADDONFIELD, NEW JERSEY, 08033, FOR ENGINEERING SERVICES FOR THE WHITE PINE ROAD CONSTRUCTION PROJECT IN MANSFIELD TOWNSHIP**

Whereas, Remington and Vernick Engineers provided services in connection with the proposed White Pine Road Construction Project monitoring the work performed by the lowest qualified successful bidder; and

**WHEREAS**, Remington and Vernick engineers had submitted a proposal on December 30, 2014, not to exceed \$32,390.00 to provide the engineering services requested; and

Whereas, Remington and Vernick Engineers respectively requested that the amount be amended to \$49,390 of which includes \$30,890.00 for engineering \$1,500.00 for contract administration, and \$17,000 for inspection fees, of which the inspection fee is reimbursable through the DOT Grant; and

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

1. The Township Committee hereby MEMORIALIZES THE award OF THE Contract to Remington and Vernick Engineers, of Haddonfield, New Jersey for engineering services for the White Pine Road Construction Project in Mansfield Township in an amount not to exceed \$49,390.00.

2. The Mayor and Township Clerk, as necessary, are hereby authorized to execute a Contract and any related documents necessary to effectuate this award.
3. This award is made available through account numbers:

01-201-20-165-127	\$	1,500
02-286-54-000-293	\$	17,000
01-201-20-165-127	\$	30,890

**Mayor Higgins** explained that this resolution corrects a previous resolution which only addressed money that was to be paid from township funds. However, part of the grant was to reimburse Remington & Vernick. Therefore the resolution has to be amended to include that money to be able to make the payment.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimpelter** to adopt Resolution 2015-10-19. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: PUGLIA, SEMPTIMPELTER, GABLE, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**RESOLUTION 2015 -10- 19**

**RESOLUTION MEMORIALIZING THE AWARDING OF A PROFESSIONIAL SERVICE CONTRACT TO REMINGTON AND VERNICK ENGINEERS, 232 KING’S HIGHWAY EAST, HADDONFIELD, NEW JERSEY, 08033, FOR ENGINEERING SERVICES FOR THE WHITE PINE ROAD CONSTRUCTION PROJECT IN MANSFIELD TOWNSHIP**

Whereas, Remington and Vernick Engineers provided services in connection with the proposed White Pine Road Construction Project monitoring the work performed by the lowest qualified successful bidder; and

**WHEREAS**, Remington and Vernick engineers had submitted a proposal on December 30, 2014, not to exceed \$32,390.00 to provide the engineering services requested; and

Whereas, Remington and Vernick Engineers respectively requested that the amount be amended to \$49,390 of which includes \$30,890.00 for engineering \$1,500.00 for contract administration, and \$17,000 for inspection fees, of which the inspection fee is reimbursable through the DOT Grant; and

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

1. The Township Committee hereby MEMORIALIZES THE award OF THE Contract to Remington and Vernick Engineers, of Haddonfield, New Jersey for engineering services for the White Pine Road Construction Project in Mansfield Township in an amount not to exceed \$49,390.00.
2. The Mayor and Township Clerk, as necessary, are hereby authorized to execute a Contract and any related documents necessary to effectuate this award.
3. This award is made available through account numbers:

01-201-20-165-127	\$	1,500
02-286-54-000-293	\$	17,000
01-201-20-165-127	\$	30,890

**MINUTES:** Regular Session: October 14, 2015

A motion was offered by **Deputy Mayor Gable** and second by **Committeeman Puglia** to approve the minutes of October 14, 2015. Motion carried.

**REPORTS:** Clerk, Tax, EMS, Court, Construction, Police, Property Maintenance

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimpelter** to accept the above reports. Motion carried.

**DISCUSSION/ACTION**

**a. Mansfield/Springfield Senior Citizens**

**Clerk Semus** said Mrs. Tallon had produced a letter in October asking the Committee to consider increasing the Senior line item from \$150 to \$300 annually for 2015. **CFO Monzo** said this was an oversight on his part and he will transfer the \$150 to them in November. A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Gable** to authorize this. Motion carried on a Roll Call Vote, recorded as follows:

**AYE: PUGLIA, GABLE, SEMPTIMPELTER, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**b. Recreation**

**Application for Recreation Facilities Instructions**  
**Indoor Practice Facility Fee Schedule, field fees and light fees**  
**Rules and Regulations for all Outdoor Facilities**  
**Rules and Regulations for Indoor Training Facilities**  
**New Application Form**

**Mayor Higgin** said the Recreation Committee formulated rules and regulations. A motion was offered by **Committeeman Semptimphelter** to approve them. Motion second by **Deputy Mayor Gable** and carried.

**c. Farmland Preservation**

**Mayor Higgins** explained the county had provided a list of properties they would be interested in putting in Farmland Preservation.

**Committeeman Puglia** felt that properties on Route 206 should not be approved for farmland preservation. **Deputy Mayor Gable** and **Committeeman Semptimphelter** agreed. **Mayor Higgins** felt that, this point in time, the township should not be interested in taking anything else into farmland preservation.

**Committeeman Puglia** said he spoke to Brian Wilson and told him we discussed this and that we do not have any money for farmland preservation. The township has already preserved a lot of land. If the County wants to do it and pay the bill, it is fine with him.

**Mayor Higgins** felt the township should not commit to anything. Currently, we are discussing TDR and we are thoroughly reviewing the Master Plan and, at this point in time, we cannot make a commitment to farmland preservation. A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to recommend that the township cannot commit to farmland preservation. Motion carried.

**AGENDA AMENDMENT**

A motion was offered by **Deputy Mayor Gable** and second by **Committeeman Puglia** to amend the agenda. Motion carried.

**Deputy Mayor Gable** said we have an addition for work to be done to upgrade the fire protection system for the second floor. After receiving quotes, **Mayor Gable** made a motion to award a contract to Epic Systems Group in the amount of \$8,757,20 to integrate the fire alarm system from the first floor to the second and from the second floor to the first floor in addition to other maintenance issues to be fixed. The motion was second by **Committeeman Puglia** and carried on a Roll Call Vote, recorded as follows:

**AYE: GABLE, PUGLIA, SEMPTIMPHELTER, HIGGINS**  
**NAY: NONE ABSENT: CHOLEWA ABSTAIN: NONE**

**PUBLIC COMMENT**

Bob Tallon 2454 Axe Factory Road, asked if Axe Factory Road will be done at some point. **Mayor Higgins** said we have approval but can't move forward until November when we can transfer funds for Engineering Services. **CFO Monzo** said we were awarded a grant. Mr. Tallon referred to the closure of the road and the apparent future opening of the warehouse in Bordentown Township. Even with the road closed and the 4 ton limit sign, tractor trailers still go through the signs. He asked the Committee if we could have better signage when the road is completed.

Mr. Tallon felt that, now the road is more of a recreational road with horses, bicycles, dog walkers. Since they are usually in the road, he asked if the speed limit could be lowered as the speed limit now is 45mph. He also suggested speed bumps. **Administrator Fitzpatrick** is to bring this to the Chief's attention and ask for his suggestion.

Mr. Tallon referred to fracking in Pennsylvania and referred to 50,000 miles of sub-pipelines with another 5 to 10,000 miles of mainline piping to bring natural gas to NY, Philadelphia, and Jersey shore. Pipelines will be going through the state and because of this, he suggested writing an ordinance that states that any future pipeline proposal use existing pipeline trails or follow power lines. They shouldn't be allowed to cut through residential areas. It may

not stop them but may give us some power to negotiate. **Mayor Higgins** asked Mr. Tallon to try to find something on this that we could review from other municipalities. If the Committee feels it is something they want, they will consider it.

Mr. Tallon said the Watershed Associates does some road clean up through the Clean Communities Program and he has noticed some hot spots where people dump all the time. He asked if we can raise our fines for dumping and littering. Being able to know exactly who dumps was a concern. **Administrator Fitzpatrick** is to look at our fines for the next meeting. **Mayor Higgins** commented that any concern of a resident is addressed by the Committee. If we can move forward on this, we will.

Bob Harrison, Mansfield Road West, asked if it would be possible to have all township meetings start at the same time. Before, they used to be. He referred to Planning Board and Environmental Commission starting at 7 although they used to start at 7:30. He likes to come to meetings but was not happy they didn't all start at the same time. He felt 7:30 was a good time to start. He felt the Committee could straighten this out. Mr. Harrison then referred to the agendas. Tonight's agenda was good. However, he was not happy because the Planning Board agenda had been changed because another item had been added. This made the meeting go later. **Clerk Semus** explained that all agendas are subject to change. If something came in the day of the meeting from one of the professionals or committee member and the secretary is directed to add it to the agenda., that is when it gets done. Immediately following that, it gets posted on the bulletin board. **Mayor Higgins** was aware of the change to the Planning Board agenda which happened at the last minute. There was discussion only with no decisions made. Any decisions made were on the agenda. Unfortunately, Mr. Harrison received the agenda before the addition was made. **Mayor Higgins** apologized saying we make mistakes. There was nothing done intentional.

Mr. Harrison felt that, if agendas were available for the public, more people would come out. He said he is interested in what is going on.

With no further comments, the public portion of the meeting was closed.

**MAYOR AND COMMITTEE COMMENT:**

**The Mayor and Committee** thanked everyone for attending the meeting and sharing views.

**MOTION FOR ADJOURNMENT**

A motion was offered by **Committeeman Puglia** and second by **Committeeman Semptimphelter** to adjourn. Motion carried.

PREPARED BY:

RESPECTFULLY SUBMITTED BY:

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Barbara A. Crammer  
Deputy Clerk

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Linda Semus, RMC  
Municipal Clerk

Approved: November 12, 2015